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In the tolbuith of Dumbartane the twentie [illegible] day of Septr 1689 [illegible]
Conveined [illegible] William Craig provost Alexander
M'aulay and Robert Dunmure baillies James [illegible] Hamilton dean of gild
John Anderson [illegible] Lindsay William [illegible] John [illegible]
William Campbell John Colquhoun Andrew Grahame James Porterfield James
Lindsay James Gordoun councellers

The said day In presence of the said Council [illegible] compeired the [illegible] inhabitants [illegible] magistrats [illegible] towne councell of the burgh In obedience to the [illegible] proclamation issued [illegible] the oath of allegiance to King William and Queen Mary as King and Queen of these realmes betwixt and the twentie fourth day of this instant moneth with certification conforme to the former acts of parliament anent the swearing the oath of allegiance and penalties therein conteined which proclamation [illegible] the second day of Septr instant [illegible] compeired William Craig provost Alexander M'aulay and Robert Dunmure baillies [illegible] Lindsay [illegible] William Hamilton John [illegible] Campbell John Colquhoun [illegible] councellers Andrew Grahame [illegible] James Porterfield

Compeirand and did sweare and subscrive the foresaid oath of allegiance [illegible] and sincerelie promise and sweare that wee will be faithfull and bear true allegiance to their majesties King William and Queen Mary So help us God

WH

W Craig provost

Alex McAulay baillie

John [illegible]

[illegible] M'aulay baillie [illegible]

James Porterfield

[illegible]

R [illegible]

M [illegible] counsellor

John [illegible]

John [illegible]

W Campbell counsellor

J Colquhoun counsellor

[illegible] counsellor

DUMBARTON

BURGH RECORDS.

1627-1746.

DUMBARTON:
MDCCCLX.

TO THE

PROVOST, BAILIES, AND COUNCILLORS

OF THE

ROYAL BURGH OF DUMBARTON,

THE FOLLOWING

EXTRACTS FROM THE RECORDS OF THAT ANCIENT MUNICIPALITY

Are Respectfully Dedicated,

AS A SMALL RETURN FOR THE PRIVILEGE ENJOYED BY THE TRANSCRIBER

OF

SEARCHING IN THEIR CHARTER-ROOM FOR DOCUMENTS

ILLUSTRATIVE OF

THE HISTORY OF DUMBARTONSHIRE.

PREFACE.

THE volume to which the attention of the reader is here directed, consists of a series of extracts from what is known as the Burgh Records of Dumbarton, or to speak more exactly, the Records of the Town Council of Dumbarton. As a source of information regarding local occurrences, these records possess a value too evident to require illustration here, but a word or two as to the documents themselves, and the lessons they teach, may not be out of place.

The earliest existing volume of minutes indicating the proceedings of the Town Council of Dumbarton, extends from April, 1627, to January, 1641; the second has been bound in a very disorderly manner, but contains such minutes as exist between April, 1655, and March, 1669; in this volume there are also several documents connected with the shipping of Dumbarton, and records of certain criminal proceedings before the Sheriff Court of the district, and also before another official known as the judge of the Regality of Lennox. Neither of these volumes are paged; but the succession of the different meetings indicates sufficiently, so far as the first is concerned, that it is an all but perfect record; the other presents a confusion which Puck might have envied, and even with the most painstaking anxiety it is impossible to make out of it a strictly chronological series of minutes. The third volume extends from 1673 to 1693, from which period a succession of fairly written volumes bring down the minutes to the present day. Till the year 1711, these records are written in the usual contracted caligraphy of the period, but, keeping out of sight injuries from damp and vermin in a few places, their decipherment is not a difficult task. There can be no doubt that from a period long anterior to that embraced by the first mentioned volume, the Council kept a written record of its proceedings, but none has come down to our time, and considering the careless manner in which the town papers were kept till very recently, it is a wonder the series of Council minutes is so perfect as it is. In transcribing from these records it has been thought

advisable to adhere as strictly as possible to the original orthography. The only liberties taken in this respect are with the contractions, which, for the comfort of the reader, have been slightly reduced in number. A punctuation has also been added sufficient to make the minutes intelligible, and capital letters used throughout for the names of persons and places.

The commencement of these records corresponds, it will be observed, with a most interesting period of our national as well as our local history. The time was approaching when the people of Dumbartonshire, as of other places in the kingdom, were to be engaged in a conflict more tremendous in its nature and important in its consequences than any they had yet been concerned in. In Scotland, the war between Popery and Protestantism was to be succeeded by a war between Prelacy and Presbyterianism; and from the spirit of the parties concerned, the second war seemed likely to be more protracted and disastrous than the first. Nor was this struggle, great as it was, the only cause the people of Scotland had for girding on their armour. In England, the struggle for conscience sake assumed the form of a struggle between independency and republicanism on the one side, and prelacy allied to arbitrary power on the other. In the progress of events, it became necessary that the Presbyterians of the north should cast in their fortunes either with the King or the hostile sects who menaced his throne. They did choose, but hardly with their accustomed wisdom; and the position, taken up in prejudice, was defended by them rather with obstinacy than skill. To the monarchical part of the constitution, if under proper restrictions, the Presbyterians had no objection; though it was a matter in which they appear to have been less interested than their favourite form of church government. To get it restored they seemed inclined to sacrifice their wonted consistency by aiding a King to maintain prelacy in the south of the island if he would only in the north accept the covenant and countenance the kirk.

Charles I., while he had imbibed from his father the most extravagant notions of kingly power, disdained in his haughty imperiousness to conceal them by any finesse, and in the very first year of his reign attempted to transfer what had been church lands from the lay proprietors into whose hands they had fallen to the support of the new Episcopal establishment. But the hostility excited by the scheme was so universal, that he departed

from his original design, and two years later issued a commission for receiving the yet unappropriated tithes and church superiorities on behalf of the Episcopal clergy. On the 4th June, 1627, the burgesses of Dumbarton, being warned by proclamation to appear before the Commissioners on the business of the church lands, resolved to resist the threatened innovation as far as they were able, and, a few weeks afterwards, appointed Provost Sempill their commissioner to a convention of burghs to give information regarding the patronage in the hands of the Council.

Without entering upon any minute detail of the stirring events of the great civil war, it may be stated, generally, that the part taken by Dumbartonshire did not differ greatly from that taken by the other counties in Scotland, which alternately contended with Charles as an enemy to their religion, and then supported him as opposed to his Puritan adversaries. Years of baffled intentions failed to convince Charles that his Scottish subjects would become rebels sooner than Episcopalians. His designs, commenced as has been seen soon after his accession, were continued for years with a mischievous consistency, till at length an opposition was created which helped to level sovereign and throne together in the dust. At the conference in Edinburgh, known as the "Tables," in the latter end of 1637, John Sempill appeared on behalf of Dumbarton to oppose the service-book, and in May of the year following he was nominated, with six others, to represent the burgh in the Covenanting conference called when the Marquis of Hamilton arrived in Edinburgh to treat on the part of Charles concerning the religion and liberties of the kingdom.* Matters had now reached a crisis which made negotiation, and even concession, a hopeless undertaking. The signs of the approaching conflict were too evident to be misunderstood. In July the inhabitants in and about Dumbarton were commanded to arm themselves with swords, muskets, and pikes; ammunition was procured from Edinburgh, and a strict drill enforced among the burgesses.† These preparations reached a climax in March, 1639, when a council of war was chosen for the two-fold purpose of maintaining the "trew religion" and preserving themselves from foreign invaders.‡ Provost Sempill, the guiding spirit of

* Burgh Records, 28th May, 1638.

† Burgh Records, 18th July, 1638; 21st September, 1636; March, 1639.

‡ Burgh Records, 18th July, 1638; 21st September, 1638; March, 1639.

the committee, was not long in rendering substantial service to the cause of the Covenant. The Castle at this time was held on behalf of the King by Sir William Stewart, a religious gentleman (according to Spalding), and true to his sovereign. On the last Sunday of March—the Sacramental Sabbath—the governor, with his family, proceeded to the parish church, little thinking that the Covenanting party, with a strange disregard for the sacredness of the season, had fixed upon that day for carrying out a scheme to possess themselves of the fortress. At the conclusion of the service, according to Principal Baillie, Sempill invited Stewart to dine at his house, but the invitation being declined, the Provost plainly informed the governor that it was necessary he should remain in his company. A troop of forty men thereupon surrounded Stewart and his friends, and conveyed them to Provost Sempill's house, where a demand was made upon him for the keys of the Castle. "That I will never do" (says Stewart), "so long as I have life." "Come" (replies the doughty chief magistrate), "be not foolish and obstinate, for if you fail to send for and give us the keys instantly, I vow to God to send the heads of those that are here as a token to deliver them to us for the country's safety." Stewart thereupon consented to the demand, and despatched a messenger to the Castle for the keys, which he delivered into the hands of Provost Sempill.* Spalding notices a few details connected with the capture which may be correct enough. "Stewart" (he says) "was compelled to cast off his clothes, which were shortly putt upon ane other gentleman of his shape and quantitie, and he putt on his cloathes upon him againe. Thus, appairell interchanged, they commanded the captain, under paine of death, to tell the watch-word, which, for fear of his life, he truly told. Then they go in the night quietly, onsein be the castillans, and had their counterfeit captain with them, who cryed and called by the watch-word; which being heard, yeitts are cossen open, in goes the Covenanters

* Balfour's "Annals," vol. i., p. 322. In Baillie's account of the transaction, mention is made of the Laird of Ardincaple as taking a prominent part in the "Surprise." He also states that the garrison, instead of being overcome in the way described, stood a siege of one night. In the Hamilton Papers, No. 69 of Chalmers' Catalogue, is a letter from the governor to the Marquis of Hamilton, giving an account of the loss of the Castle, "which was betrayed by the garrison to the Lords of the Covenant," 13th April, 1630. Rushworth, referring to the capture, says the Castle was of great advantage for the landing of the Irish forces designed for Scotland by the Lord Deputy of Ireland.

with greater power nor was within to defend it, and mans and fortifies the Castle to their mind."*

On the capture of the Castle by Provost Sempill, a portion of the force under the Marquis of Argyll entered on its defence, enabling the burgesses of the town to contribute to the common service of the country fourteen men armed with muskets, and nine with pikes. These men appear on the 8th of May to have duly joined the detachment of James Lennox, who acted as lieutenant for the Laird of Kilbirnie, captain of the sheriffdom of Dumbarton.

When Argyll advanced southward in October, 1640, the burgh and shire were each called upon to furnish their quota of men, which the former did with "the first end of the thousand merks borrowed from Margaret Watson." A proclamation was also issued for calling in all the silver work in the district, but its poverty in this respect is not obscurely brought out in a subsequent minute, which describes the silver work within the burgh as scarcely worth accepting. The war expenses were now beginning to tell severely upon the burgh funds. On the 9th of October, the committee of the shire desired the burgesses to forward two men to the army in England, but the Council, while expressing its willingness to do so, "if they had common-guid to the fore," describe themselves as already in debt for the common service, and declare their inability to send out more men than they had done.

But these records, while they serve to explain and in some cases receive explanation from the public events of the time, are especially valuable for the light they throw upon the daily life of the people. Prominent beyond every other thing illustrated, prominent almost beyond belief is the power which they show to have been exercised by the local magistracy of the period. In an age of free thought and free enterprise like the present, it is hardly possible to imagine the intolerable restrictions imposed upon our ancestors of the seventeenth century. Nothing was too great or too trifling to escape the control of the Town Council. It tried to regulate by its own absurd standard the fundamental principles of commerce, and when it had settled these it turned for recreation to regulate the domestic duties of the unfortunate citizens. There was no end to its capacity for

* History of the Troubles in Scotland and England, vol. i., pp. 110-111.—Ban. Club Ed.

work—there was no end to the duties it exacted from the people. Not that Dumbarton was better or worse in this respect than other local governments existing in Scotland at the time. It was the fashion—it was the failing of the age. Some of the most mischievous features of the system have been swept away only recently, and in certain continental cities it may yet be found exercising all its depressing and irritating effects. It was not sufficient that every trader should be a burgess—that, considering all things, was probably rather a redeeming feature than a defect—but the most minute details of his business was subject to the control of a body which had no special knowledge of its requirements, and could bestow no greater benefit than to refrain from meddling with what it was in every way ill-fitted to direct. Had the council which exercised so despotic a power over the inhabitants been elected in a popular way, or had it exhibited any desire to lessen the mischievous results which followed from the laws it was called upon to administer, the burgesses might have had a feeble consolation; but the cry was continually for more law and more restriction. Year after year local ruling bodies seem to have become more exclusive and intolerant till a point was reached which human patience could not endure and no enterprise surmount. The social life of towns like Dumbarton was made up of an observance of minute complex laws which brought burghs and burgesses into frequent conflict with each other, and led to all the other mischiefs which over-legislation invariably produces. A slight reference to the "minutes" quoted will more than bear out the opinion here expressed. The Council, it will be seen, renewed its existence each Michaelmas in the following manner:—The Provost, two Bailies, Dean of Guild, and Treasurer (if he was in the Council), continued members in virtue of their office, and made up "letes" of such as they thought proper "merchant" burgesses and "trade" burgesses, from whom they selected by "moniest vottes" those who were to fill the place of the old councillors retiring by rotation. The Council —old and new—thus constituted next proceeded to "lete" for the election of magistrates—a duty in which they were assisted by deacons from the different incorporations in the burgh, consisting of hammermen, tailors, shoemakers, coopers, weavers, and maltmen. The deacons were also nominated by "lete," and chosen like the councillors by "moniest vottes;" under the presidency of the Dean of Guild they formed the Guildry Court of the

burgh, which, with the aid of the Council, took cognizance of all offences against the privileges enjoyed by the incorporations.* A council thus constituted was the tribunal which regulated how goods were to be manufactured and used, the prices at which they were to be sold, the parties who might traffic in them, and the bounds to which the traffic was to be restricted. Aqua-vitæ and ale were to be of a given strength and a given price; tallow could only be made into candle upon the conditions fixed by the Council; nay the very wick was measured and weighed according to its regulations.† But it was not only the mischievous minuteness of the system that made it so objectionable. Where an impost is to be levied upon an article of trade, it is advisable to have it done with exactness. But the meddlesome legislation of the seventeenth century was defective in the very place where strictness was requisite. It crippled the merchant who was disposed to respect the law, but it was powerless in restraining the fraudulent practices of those who were neither citizens nor burgesses. Hence there are no class of entries in the Burgh Records so numerous as those that relate to forestalling, regratting, and trading with unfreemen. No offences seem to have been so common; few were dealt with more unsatisfactorily. The mischievous results of over-legislation are probably more apparent in the case of Dumbarton than any other Scotch burgh of the time, from the circumstance that she was by her Charter of Confirmation not only empowered to levy dues upon all vessels entering the Clyde, but it was incumbent upon every master to enter his ship at the port of Dumbarton and give the first offer of his cargo to the burgesses of that place. This, as might be expected, gave rise to endless attempts for eluding both the one impost and the other. Glasgow claimed and ultimately secured an exemption, so far as her own burgesses were concerned, but as they had every interest to increase the trade of their own port, they sought practically to extend the exemption to every captain with whom they traded and every vessel with which they had the remotest connection. The entries in the Records regarding offences of this description would fill many pages. At one time it is "Glasgow to be resisted," then it is "a commissioner to be sent to Glasgow," next there is "Action to be raised again the toun of Glasgow," till at length the incident in dispute becomes lost in a lengthy "Report from the toun's agent in Edinburgh

* Burgh Records, 28th September, 1627. † Burgh Records, 2d October, 1627.

anent the actioun again Glasgow," then raging with full fury in the law courts. The duties which fell naturally within the sphere of a local magistracy seem to have been discharged promptly and uprightly; not that they were always successful in keeping the peace; but they discreetly used such power as they possessed for that end. In a state of society which compelled every man to have a halbert in his booth it need excite no astonishment that acts of "turbullance" were frequent and bloody; it was the case all over Scotland, and neither swift nor severe punishment seemed to make any improvement. A portion of the time which the magistrates could spare from the more important work of regulating trade seems to have been spent in the equally profitless task of trying witches. Notices of several will be found in the following pages. The initiatory proceedings against the unfortunate creatures were taken by the Council; and if they found the "common bruit" established, a commission was appointed to try the verity thereof, with the almost invariable result of a conviction and an execution.* So frequent indeed were those disgraceful exhibitions that in March, 1632, the Council resolved upon giving the executioner a fixed salary for his "thankful services." The other incidents of burgh life illustrated by these records are too numerous for special notice here, and the reader is therefore referred to the extracts themselves, which without any amplification will sufficiently inform him of the most noteworthy occurrences in the history of the burgh during the period they embrace. He will learn from them how offences against the law were created and how they were dealt with; how civil war originated and how it was conducted; how property was acquired and how it was protected; he may see the people worshipping in the church and trading in the market-place; how they dressed, how they lived, and how they talked; and he may learn if he pleases what calamities saddened and what festivals rejoiced the hearts of the old burgesses who live again in the pages of their own records.

* For Witch cases, see Burgh Records.—Dec., 1628; 9th January, 13th February, 19th June, 7th Sept., 11th Nov., 27th Nov., 1629; 5th March, 1632; 30th May, 1639; and Nov. and Dec., 1655.

DUMBARTON BURGH RECORDS.

1627. April 28. In the Tolbuith of Dunbartan, the twentie-aught day of Apryil 1627. The q^{lk} day, in p^{se} of J^{n} Sempill p^{r}eist, and J^{n} Fallisdaill baillie of the said burgh,

The ladill and pettie customs w^{t}in burgh, last possessit be R^{t} Middilmass and uthirs, being ropit dyvers dayes, at last The same is set to the said R^{ot} Middilmass fra this p^{nt} q^{ll} the first of May, j^{m} vj^{c} twentie-aught years for pay^{mt} of four scoire twelff punds money to the p^{r}eist, baillies, and counsall p^{nt} and to cum, and to their Th^{er} at four severall tymes, viz., quarterlie, at termes ust and wont, ffor payment q^{r}of became cau^{ner} for and w^{t} the said R^{t} Middilmass cojointlie and seuerallie to the said W^{t} Watsoun, Th^{er}, for the weill of the said burgh, and the said R^{t} Middilmass actit them to releiff his said cau^{er}. The q^{lk} day the grass of the Braidmeadow being ropit dyveris dayies, at last this day is set to J^{n} Mitchell, wright, for the crop 1627, ffor paym^{t} of twelff lib. xiij^{s} iv^{d}, to be imployit on the wattir wark. Sik twelff lib. xiij^{s} iv^{d} the said Johne Mitchell as prin^{cl}, and R^{t} Sempill, fischer, as cau^{er} for him, ackit them c^{o}jointlie and seuerallie to pay to the proveist, baillies, and counsall, or ony havand their powar, At Lamis nixt for the use of the wark, and the said J^{n} Mitchell actit him to relieff his cau^{er}.

Let of Petty Customs.

Let of Broad-Meadow.

May 21. In the Tolbuith of Dunbartan, the xxj of May 1627. The q^{lk} day, in p^{se} of the p^{r}eist and baillies,

The impost of horss, kye, and uthir guids last possessit be J^{n} Lindsay being ropit, are set to the said J^{n} Lindsay fra the first of May instant till the first of May, 1628, ffor the q^{lk} the said J^{n} Lindsay obleist him to pay to the p^{r}eist, baillies, and counsall to the use of the watter wark the sowm of three scoir twelff punds in ae sowm on the first of May next, 1628.

Let of Petty Imposts.

1627. May 21. The q^{lk} day the pettie custome of the said guidds being ropit, The samyne are set the said spaice to the said J^{n} Lindsay for ten punds money, to be payit in ae sowme to the Th^{er}.

May 5. At Dunbartan, the fifth day of May 1627. Convenit J^{n} Sempill proveist, J^{n} Fallisdaill and Wm Colquhoun baillies, w^{t} R^{t} Fallisdaill, Watsoun, Peter Donnald, George Buchanane, R^{t} Denestoun,

The q^{lk} day fforsameikill as there is a stranger Dutche schip w^{t} dailles arrived w^{tn} Clyd, and that they are informit the stranger mynds to sell them to the toun of Glasgow only, or to some p^{t}icular merchand, Albeit the p^{r}iledge of this burgh and of Glasgow permittis the saide dailles to be sauld only equallie betuix the saide burghes conform to the auld indentar, Thairfor they have c^{o}cludit that the said schip and guidds be arrestit be his Maties acts of arreistment and also be the touns ordinary officer to cum here under arreistment, ay and q^{ll} sufficient caution be found for entering the said schip and guidds in the buiks of the said burgh, and for bringing and selling the saide dailles to the burgh and burgesses thairof. Dutch ship's cargo.

May 7. In the Tolbuith of Dunbartan, the sevint of May 1627. C^{o}venit the said p^{r}eist and baillies w^{t} Th^{o}as Fallisdaill, R^{t} Colquhoun, R^{t} Watsoun, J^{n} Porter, Petir Donnald, R^{t} Denestoun,

The q^{lk} day anent the lettir directed be Glasgow to this burgh, Schawand that the merchand of the Dutche schip of dailles offerit the dailles to Glasgow befoir the schip came w^{tn} the libertie of the river, and that they agreit w^{t} them for the haill daills the had aboard, q^{r}by they alledge it was thair awn bargaine to dyspose of at thair pleisur, yit offering the half to this burgh gif they be pleased to tak the half of the bargaine aff their hand, Desyring thairfor to send up a comissioner on the instant to mak securitie to the merchand for the price of our half thairof as sall be agreit, Uthirways that thay must tak the haill to themselffis and pay the full. The said letter being read and advysit, The said p^{r}eist, baillies, and counsall understands that the said schip came w^{tn} the river of Clyd, at leist verrie near the samyn, and was bound thairto; And that be the order observit betuix the burrowis it has been the form that the toun of Glasgow sould send doun their commissioner, and then w^{t} our commissioner to vissit the guidds, and thair worth and availl for the samyne, and thairaftir to pass togidder and by the same togiddir equallie betuix the said burrowis, Thairfoir c^{o}cluid not to send ony comissioner to Glasgow (the schip and guidds being heir at the castell of Dunbartan), Bot to write to Glasgow that thay send doun their comissioner heir for vissiting the daills and bying the same, and to let them know that they can not by the same except thay plainlie foirstall, Albeit the schip had not been cum w^{tn} Clyd, seeing sche was cumand thairto, and causit scroll the form of the lettir that is to be sent, And ordaine the schip and dailles to be arreistit and the m^{r} and awner to be apprehendit and wardit till thay find caution that thay do no deid to violat the privileges of the burgh, and to a^{ner} as law will for ony wrang alreaddie dune and for payment of the pettie customs of the burgh. And in lyk manner to arreist the uthir Dutche schips and dailles and m^{rs} cumand to Patrick Bell till caution be fund for payment of the pettie customs and ankarage, seeing thay ar on the straingers adventure. The Council refuse to send a commissioner to Glasgow. Deals to be arrested.

1627. May 8.

In the Tolbuith of Dunbartan, the aught day of May 1627. The q^{lk} day, in p^{se} of J^{n} Sempill proveist, J^{n} Fallisdaill baillie, w^{t} George Buchanane, J^{ne} Smollat, R^{t} Watsoun, Peter Donnald, and Robert Denestoun,

Bargain for deals.

C^{o}perit Jacob Obies, merchand of the schip of dailles p^{n}tly lyind in Clyd, at the new raid, callit the Wattir Dog of Grisoche, in Holland, quhase m^{r}, undir God, is callit J^{n} Edsoun, and there offerit the said schippis laiding of fir dailles to be sauld equallie betuix the said burgh of Dumbartan and the burgh of Glasgow, for thrie lib. xij^{s} starling the hunderit, comptand sax scoir for the hunderit, and twentie-ane for twenty, to be ellevin feit of the rewle in length, and q^{t} are schorter to be gevin bak to himself, bot refussis to bind for the boards, And promissis to mak the first offir of the refusse daills to the said burrowis. The said proveist, baillies, and counsall of Dunbartan, In p^{se} of Patrick Bell, elder burgess of Glasgow, his interpreter, offerit to him for ilk hunderit thairof for the half, three lib. x^{s} starling, comptand xxi for xx. Sik offir the said merchand refussit, Thairfoir, in regard the schip is w^{tin} the libbertie and priviledge of the said burgh, The p^{r}eist desyrit the said merchand to find caution that he sall do no deid to the hurt and viola^{n} of the priviledge of the said burgh, and to a^{n}syr befoir them for sik wrang done or begun as law will, and for payment of the pettie custome of his schip and ankarage to this burgh gif he sell the samyne, to wit, a daill of ilk hundred, Sa, be the mouth of Pat^{k} Bell, his interpreter, fand R^{t} Watsoune cau^{tnr} for that effect, under the paine of Lykas as the said Jacob Obies actit him to releiff the said R^{t}.

May 21.

In the Tolbuith of Dunbartan, the xxi of May 1627. [Convenit the p^{r}eist, baillies, and counsall.]

Brawl at a dance.

Anent the variance fallin out yesterday in the evening, betuix Wm Martin, mariner, and R^{t} M'Cawlay, cardonar, The said W^{m} all^{gt} the said R^{t} came to him and a lass of this burgh, after they had been dansing, and pullit aff hir plettis of hir hair doun, and in the taking doun q^{r}of tuik him on the mouth, q^{r}upone he grantit he tuik him a cuff, and that the said R^{t} thairafter past and bro^{t} out ane sword, and said all the mariners in the toun durst not tak it frae him. The said R^{t} denyit the striking the said W^{m}, and also denyit the speaking thoise words. The said W^{m} swar he tuchit him on the mouth, bot knaw not quhidder it was willinglie or not, And provat be twa mae marriners of the cumpanie that the said R^{t} spak the said wordis, And grantit becauss the said R^{t} spaike these words he and the rest followit him doun the gait and grippit him, and tuik the sword fra him to brek it, q^{r}on the said R^{t} was cassin doun, and J^{n} Scott officer, and J^{n} Ritchie, q^{a} ware w^{t} him takand him awaye, war stricken also, and thairafter all all pell mell throw uthir ffor the q^{lk} cause, The p^{r}eist and baillies decernis the said Wm Martin, and ilk ane of the mariners, to pay of unlaw, and the said R^{t} M'Cawlay, besyde his lying all nyt in prissoun, to be laid in the stoks, and to pay unlaw, and find caution for trubellance in tyme-coming.

1627. May 11.

In the Tolbuith of Dunbartan, the ellevint day of May 1627. The qth day the proveist and baillies being c^{o}venit w^{t} certan of the counsall and maist p^{t} of the burgesses and c^{o}tie of the said burgh,

And vnderstanding that in times byepast The said burgh and commonwealth thairof has beene gritlie daumisseit be sundrie burgesses q^{a} getting thair p^{tis} and boittis of comoun bargaine (sik as of dailles, salt, and uthir ventor guidds coft be comoun bargain to the use of the c^{o}tie) sellis and ropid thair p^{tis} and boittis to strangers and unfreemen for lytell advantage, qth tending to the dispraise of the burgh and hurt of the rest of thair ny^{t}bors q^{u} may mak griter gain and use thairof, Thairfoir it is statute and ordanit, w^{t} advyse of the burgesses and co^{tie}, that in tymecuming all q^{a} retaillis boittis of daills, and salt, and tymmer runges, and stoppis, and siklyke, Sall pay the same w^{t} thair awn geir, and keip the same unsauld to ony vnfreeman thairafter the spaice of fyftein dayies, unless thay sell the same to freemen and burgesses for thair awn use and proffit, ilk p^{s}oun of the first rank undir the paine of three libs., ilk p^{s}oun of the second rank under the paine of xl^{s}, ilk p^{s}oun of the third rank undir the paine of xx^{s}. And gif ony freeman byis the same fra thair ny^{t}bars for the use and behoof of an unfreeman be direction or covenant, or w^{t} unfreemanis moneyis to the unfreemanis behoof, He sall be halden and comtt the regraiter and pay for ilk boit sae bocht thrie lib. unlaw, toties quoties, the third for the wark of the burgh, and the tua p^{t} to the magistrattis.

Regulation anent retailers.

Item, thay all be ae assent declairit thay ar c^{o}tent that the daills be coft in this Dutche ventor schip for three lib. xij^{s} starling the hunderit, gif thay can be no chaiper b^{ot}, and to pay the collector at the receait of the boittis, and that thay be delt in thrie thirdds as they war the last yeir, And n^{o}iattis Ja^{s} Fallisdaill to be collector.

June 13.

At Dunbartane, the xiij day of June 1627. The qth day in p^{se} of J^{s} Fallisdaill baillie, R^{t} Denestoun cord^{n}ar, and J^{s} Gairdner tailyer,

Actit them c^{o}jointlie and seurallie as cau^{n}rs for Thomas Gairdner mariner, stewart of the schip callit the Egill, p^{t}ing to Sir Wm Allex^{r},* That the said Thomas sall remaine in Dunbartan and not de^{pt} thairfrae till the said Sir W^{m} cum thairto, and that he sall att the said Sir W^{m} his cuming to Dunbartan c^{o}peir befoir him to byd the ill of ony wrang alle^{t} comittit be him in word or deid to the prejudice of the said Sir W^{m} his schip or co^{p}anie, and also till then that he sall not enter aboard the said schip undir the paine of j^{c} lib. and the said Thomas actit him to relieff the saide cautioners, Lykas the said cautioners, actit them to relieff uthir pro rata.

Surety.

J. GAIRDNER.

J. Watson clerk at comand of the saids cautioners q^{a} cannot writt.

* The Sir William Alexander alluded to in this and some other succeeding entries in the Burgh Records was the poet-statesman, created first Baronet of Nova Scotia, and afterwards Earl of Stirling. At the end of the year above referred to the King granted him a license to publish a version of the Psalms, originally prepared by King James VI., but afterwards revised by Sir William.

1627. June 4.

In pretoria burgi Dunbartan, die quarto Junij 1627. C°venit J^n Sempill p^veist, J^n Fallisdaill, Wm Colquhoun baillies, accumpanyit w^t the Minister, Thomas Fallisdaill, George Buchanane, R^t Watsoun, Peter Donald, J^n Porter, J^n Mitchell.

The q^lk day, In regaird that all Patronis of kirks, teinds, and mortified lands ar warnit be oppin p^clamation to come in to his Maties comissioners to offer and agree for the same and for better rytes, Thairfor It is Asentit that thay do their best for keiping the patronage of the kirk of this burgh, q^lk thay have acquyrit, and all uthirs their patronages and superiorities of the kirk and alterage lands for the weill of the kirk and schools, and to keip the same as suire as they can. Patronage.

The minister, Mr Wm Blaire, desyrit the p^veist and baillies to c^vene the counsall and sa monie of the c°tie as has entries, and thair to advyse quhidder for the weill of the kirk and minister in all tyme cuming, Thay will codescend that the lands payand p^ntly teinds schall sa still remaine to be drawn, Or quhidder, thay will, seint the comoun case, they may heve and obtain of the teinds schawn be verteu of his Maties revoca^ion and comissioun and p^clamation maid thereanent.

The q^lk day J^n Sempill p^veist, last comissioner to the g^nall c°ventioun held at Dunbar in July 1626, Intimat the acts maid at Dunbar that the burrowis be maid c°form to the same and actis maid thereanent, and sufficiencies of the same burrowis.

Item, He intimat the acts maid at Dunbar discharging and inhibiting the burrowis frae selling the comoun lands to ony mair bot to burgesses, and always merchands or tradders, and that na resignatiouns of lands sellit of befoir be receavit in favors of ony ane, aither stranger, outland burgess or gratis burgess vndir the paine of j^c lib., toties quoties, to be payit by the burgh, and nulling of the sale to the receavier, and gif the aires of the burgess merchand and tradder that had the sellin be not resident duellars in the burgh The sale to be null, And gif a p^rliament occur The burrowis to crave ratification of the said act, and ilk burgh to do the diligence herin and to report to the next c°vention undir the paine of xx lib. Acts of Convention of Burghs.

And maid his comp^t of the expensis gevind at the said convention, and debursit to the agent and for his horss wayre, q^lk amo^td to fiftie-ane lib. vj^sh 4^d q^lk comp^t and discharge of the agent he has in his hands to give J^n Mitchell, Th^as to mak his comp^t.

June 12.

In pretoria burgi Dumbartan, die duodecimo June 1627. C°venit J^n Fallisdaill, Wm Colquhoun, baillies, w^t Thos Fallisdaill, George Buchanane, R^t Watsoun, Peter Donnald, J^n Porter, J^n Mitchell, R^t Denestoun,

The q^lk day They heve choise and no^lat J^n Fallisdaill baillie, comissioner to the conventioun of burrowis to be halden at Aire the third of July nixt, and failyeing of him be sickness or disease Thomas Fallisdaill, q^a acceptit the same. Commissioner to Convention.

Thairafter, The baillies counsall c°stitute J^n Sempill proveist, their comissioner on the first of July, because he was to ryd to Cunny^gham and wald frie the toun of the expense of the day he raid aff and day he came hame, The qlk day thay heve chois and no^lat James Watsoun clerk, comissioner for the burgh to Ed^r q^n the toun beis advertissit anent the defence of the

1627. June 12. patronage and kirk lands, And to be reddie q^{a} the Majistrattis adverteise him vpoun the chairge of the burgh. The q^{lk} daye Three hundreth of the comoun dailles belonging the toun being ropit, viz., the nyne scoir fyftien in the Calsey and the sex scoir in the school huis and fourtie-fyve in the Tolbuith of the new dailles, The saime ar at last sould to R^{ot} Watsoun as he q^{a} offerit maist for, nyne^{lib} x^{s} the scoir, q^{lk} he actit him to pay and mak comp^{t} of for the comoun proffit of the burgh. Deals sold.

The q^{lk} day anent the hydes seissat fra Byshoptoun men bro^{t} be them fra Byshoptoun, Thair sal be gevin be thir p^{ntis} warrand to the baillies to send and agrie w^{t} them or the said J^{n} thairanent as thay pleiss, sae as not to go to law ony farder, the toun getting the half of ony c^{o}pensation to be gotten thairfor. Hides seized.

The q^{lk} day, The baillies desyrit the p^{s}ounis of the counsall to inform themselffis be all meanis possible of all idill maisterless men or vnprofitable men w^{tin} the parische, and to signify the same to them, that his Ma^{t}ies counsall may be advertisit c^{o}forme to the desyre of the lettir. Idle masterless men.

June 22. In pretoria burgi Dunbartan die vicesimo secunda, June 1627. C^{o}venit J^{n} Fallisdall, Wm Colquhoun baillies, w^{t} Thomas Fallisdall, George Buchanane, R^{t} Watsoun, J^{as} Smollat, J^{n} Campbell, Peter Donnald, J^{n} Porter, R^{t} Denestoun, J^{n} Mitchell,

The q^{lk} day, Thay ordanit the baillies to caus the glasswryt mak up a new glass to the Tolbuith in the loist windo, seeing the auld windo is all broken, and that on the toun's chairge. Work for the glass-wright.

Item, That the ruiff of the Tolbuith and the croce be payntit and dressit. Painting.

Item, In regaird the paynter is in this toun paynting Sir Wm Alex^{rs} schip, Thay think meit to causs him renew the paynting and cullaring of the orlage, gif the baillies can agrie w^{t} him chaiplie on the toun's chairges.

Item, In regaird the auld ansenzes ar decayit, Thay ordaine ane new ansenze of red to be bo^{t} and maid, and the tounis armis thairin. New Ensign.

They ordaine that the honest men of the counsall go w^{t} the baillies to vissit the wattir wark this nyt at the low wattir. Water Work.

June 23. In pretoria burgi Dunbartan die 23 June 1627. The q^{lk} day, In p^{se} of J^{n} Fallisdall baillie,

Johne Selkirk wryt is declairit be the said baillie in the unlaw of for drawing a durk to Wa^{lt} Colquhoun, servitor to R^{t} Colquhoun of Ballernick, c^{o}fessit be him upon the c^{o}plaint of the said Wa^{lt}, And to deluier to the said Walter ane daill delyuerit be him to the said J^{n} to have maid ae kist of long since, w^{t} sex^{sh} receavit, lykas for bying a lok to the kist or then the kist maid and ae lok thereon, or then twentie^{sh}, and to remaine in ward q^{ll} he find cau^{ion}: that the said Wal^{t} sall be skaithles of him in tyme cuming, vndir the paine of xx. lib. Lykas the said R^{t} Colquhoun actit him ae cautioner for the said Wal^{t} his servand, that the said J^{n} Selkirk sall be harmless of the said Wal^{t} vndir the lyke paine. Unlaw—drawing a dirk.

1627. July 2. Die secundo, July, 1627. [Sederunt recorded, but no proceedings.]

July 9. In pretoria burgi Dumbartane, die nono July 1627. Co-venit J^n Sempill p^reist, J^n Fallisdaell, Wm Colquhoun baillies, w^t Thomas Fallisdaell, George Buchanane, R^t Watsoun, J^n Campbell, Ja^s Smollatt, Wm Corruith, J^n Porter, J^n Mitchell, R^t Denestoun,

The q^lk day J^n Sempill maid intimatioun of the p^ticular actis maid and assentit in the conventioun of burrowis halden at Aire in July instant, And in speciall the actis maid anent the barrellis that they be the jaigre vnreuin stoppis, lytill bilgit, and the laggans but ae inche, and markit w^t the cowper's mark and the mark of the burgh, and that they be seen sufficient befoir they be sauld vndir the paines c^tenit in the actis, q^lk was lykwayis intimat to the cowpers. Anent barrels.

Item, In regaird that uthir burrowis tak vp the pettie customis throu all the p^ts of the sheriffdome q^r mercatts ar, Thairfoir thay c^ocluid that the pettie custome be taine up in all p^ts of the shyre c^oform to our rytis and to punische foirstallers, And ordaine the midsummir fair to be kepit, and to the effect it may be the bettir keipit, ordaine the same to be proclamit custom free fra yeir to yeir during the ples^ur of the burgh till it be br^ot bettir in use conform to o^r auld infeftment, and to begin the faire the 24 of June next.

Item, Because it is c^oplenit be or friemen that Glasgow taks up half a merk yearlie of ilk boit, and of ilk thousand of hering four pennies, fyve coft hering evirie voyage of ilk laid, or draight geir sax^d or thairby, Thairfor ordaine the same to be questionat at the nixt conventioun of burrowis. Complaint against Glasgow.

Item, Because thair ar comissionars direct fra the burrowis to his Maties anent the comoun affaires of the burrowis now in hand speciallie c^ocerning the kirk lands, patronage of the kirks, and uthirs q^lk his Maties revocation touches, And that thair ar a p^ticular c^oventioun of the burrowis to begin the morne at Ed^r, And a c^osulta^n and advysment thairanent to be taen be them w^t lawiers on the g^nall expensis of the burrowis: Thairfoir they n^omat J^n Sempill p^reist, the comissiouner thairto, and to be on the said c^osulta^on and give information of the nature of the patronage of our kirk and of the alterage lands p^bendarie, and to tak the rytes thereof w^t him w^t the auld charters of the burgh for making the exchekker compt and to see gif it can be reduced to sex merks yearlie. Kirk lands.

August 14. In the Tolbuith of Dunbartan, the xiiij day of August 1627. The q^lk day in p^so of J^n Sempill proveist, and Wm Colquhoun baillie,

Anent the turbillance betuix R^t Campbell of Sokkoch, and J^n Campbell Tayler, merchand burgess of the said burgh, It is fund that vpoune the taking of a tree be the said J^n, belonging to the said R^t, and cutting it to the use of his houss now building, Thair was wordis betuix them and it is proven be witness that the said R^t said to the said J^n, It was not true, and thairafter gave him the first lik, q^ron the said J^n tuik up a trie to stryke the said R^t, and the said R^t drew thairupone his quhinger and said he sould put it in the said J^n his guttis, And the said J^n grippit the quhinger in his hand q^lk the said R^t drew bak, q^rby his fingers was sum^et bled, And thereafter that the said J^n past to his hous and bro^t out ae sward and drew it to have p^ewit the said R^t. Thairfor the said p^reist and baillie determins the said R^t in ae unlaw of Turbulence.

1627. August 14. fourtie^{sh} for drawing the said quhinger, and fyve^{lib} unlaw for the said bluid, And the said J^{n} Campbell in ae unlaw of fourtie^{sh} for drawing the said sword, and to remain in ward q^{ll} they pay the same and find caution for observing his Ma^{t}ies peice in tyme-cuming. The said J^{n} faund R^{t} Denestoun, cordonar, caution for him for observing his Ma^{t}ies peace to the said R^{t} vndir the paine of fyve hunderit merks money; Lyke as the said R^{t} faund R^{t} Colquhoun of Ballernick caution for him that he sall observe his hieness peace to the said J^{n} undir the lik pain of fyve hunderit merks, and the said prin^{lls} actit them to relieff saids cautionars.

R^{o} Campbell.	J^{n} Campbell.
R^{t} Colquhoun.	J. Watson, clerk at comand to R^{t} Denestoun.

And as for the said trie the said J^{n} alle^{t} the said R^{t} tuik four or fyve tries fra him of befoir bettir nor the said trie he tuik, The said R^{t} alle^{t} he gat them all of Agnes Douglas his mo^{rr}, q^{a} being sworne deponit that vpoune the suit of the said R^{t} and his promisis that he should be obliged to him and o^{r}see his wark, hir sone bad him tak the tries, And thairfor, aftir tryall of the worth of the tries intromittit w^{t} be the said R^{t}, Thay find them bettir nor the said trie taine be the said J^{n} Campbell, and thairfor absoluit the said J^{n} Campbell fra redeluerie thairof or ony price for the same.

August 23. In pretoria burgi Dunbartan, die 23 August 1627. The q^{lx} day, in p^{ns} of the baillies and certain of the counsall,

A disorderly sailor.

Fforsameikle as William Somerville, sayler, servand to Sir Wm Alex^{r}, kny^{t}, was, at desyre of the said Sir W^{m}, for his insolencie and trubill offerit to utheris of his cumpanie, p^{r}t^{e}allie to Wm Ramsay, and George Ramsay his sone, and raising factionis and seditionis amangis his cumpanie and sailers committit in ward w^{tn} the tolbuith on Setterday, the xviij of this instant, and that sensyne, vpoune the Sabboth day, in tyme of preiching, he abusit the Sabboth day, being drinking all nyt, He set out scoppis, cuppis, and uthir trylllillis at the windo, offering thaim to be sauld as the peopill came from the kirk, desyiring thaim to by them and sik uthir waires as he had, And that thairupoune the baillie, J^{n} Fallasdaill, cuming to him and desyring him to be quyet or utherways go to the chalmer of the said tolbuith, q^{r} he my^{t} be keepit mair quyetlie, He not only refusit, bot w^{t} horribill aiths said thair wos nane braithing durst put him thairin, And the baillie putting hand to him to put him thairin, he offerit to have drawn his daiger, warw^{t} the said baillie gat a grip thairof and held it, and w^{t} grit difficultie gat the same fra him efter he had receavit mony injurious words of the said W^{m}. The said W^{m} being accusit, acknowledgit his said offencis to God and wrangis to the said baillie, And declairs he is sorrie for the same, and alledges he was ouercome w^{t} drink and not setlit.

Thairfor the baillies, w^{t} advyse of the counsall p^{nt}, Ordaine him to give sattisfactioune to the minister, elders, and sessioun of the kirk of this burgh for his abusing the Sabbath day, and to pay to the kirk box, for the pure, sex pundis Scottis money; And for his wrang to the baillies to be laid in the stokkis at the croce, and his burgeschip and freedome of this burgh giftit to him to be cryit doun, and thairafter that he humblie crave pardoun of the baillie for his fault done to him, and inact himselff nevir to offir injurie to ony inhabitant of the burgh

1627. August 28. in tyme-cuming, vnder the paine of ane hunderit lib. money, and perpetuall perjurie and defamation. Sua, according thairto, payit the said sex lib. money to the kirk officer for the pooris box, And actit himselff judiciallie, vndir the paine of perjurie and defamation, nevir to do nor offir injurie nor wrang to ony inhabitant of this burgh heirafter, and that vnder the paine of ane hunderit lib. because he had no man to be cau^ner for him.

August 2. In pretoria burgi Dunbartan, die secundo August 1637. C^o^venit J^n^ Fallisdall, Wm Colquhoun, baillies, w^t^ George Buchanane, R^t^ Campbell, Peter Donnald, R^t^ Watsoun, J^n^ Campbell, J^n^ Porter, J^n^ Buchanane, merchand; Patrick Houston, J^n^ Henersoun, R^t^ Denestoun, Mathew Houston, Waltir Buchanane, J^es^ Gairdner, Finlay Ewing, R^t^ Porterfield, R^t^ Dougall, J^n^ Mitchell, wry^t^; Thomas Fallisdaell, Patrick M'Kaines.

The q^lk^ day c^o^perit James Inglis, younger, merchand burgess of Glasgow, for himselff and in name of Patrick Bell, his bro^r^-in-law, baillie of Glasgow, and thair sauld to the said baillies, counsall, and c^o^tie of the said burgh of Dunbartan the number of tua thousand and tua hunderit dailla (q^r^ of tua hunderit of the grit lang dailla and tua thousand of the rest of the laiding of the dailla), as thay lye in the schip callit the Sey Hound of pn^ter^ lyand at the lin of the castell of Dunbarta^n^, p^t^aining to thaim and thair p^t^ners, comptand sex scoir sex for the hundreth, viz., twentie-ane for twentie, With libertie to the saids baillies and c^o^tie and thair comissioners to cast out of ilk thousand th^r^of ane hundreth, q^r^off everie tua of the outcossin after thay are laid and cossin sall be allouit for ane, Sua that thir is tua thousand payabill dailla only to be payit for the said tua thousand and tua hunderit dailla. Lykas he actit thaim to delyuir to thaim and thair T^ner^ and comissioner the pettie customs of the haill dailles and tymer in the schip, viz., ane of ilk hunderit thairof as use is. For the q^lk^ cause, The saids baillies and counsall and c^o^tie, for thaimselff and in name of the said burgh, actit and obleist thaim to pay to the said Patrick Bell, baillie, for ilk hunderit of the said tua thousand payabill dailla aboue comp^t^ as said is the sowme of three^lib^ sexteen^sh^ starling money, extending to xlv^lib^ xii^sh^ Scottis for ilk hunderit thairof, sua comptand and deluerit as said is, and that betuix and the aucht day of Octobir nixtocum but langer delay is fraud or gyle. Deals sold to Dumbarton.

JAMES INGLIS, Younger.
J. FALLASDAILL, Baillie.
W. COLQUHOUN, Baillie.

The samyne day, They noi^at^ Ja^es^ Fallisdaell comissionar, to receavie the said dailla and w^t^ him to bring up the samyn in floittis to the kirk-yard syd, And to collect in the p^ess^ of the saids dailla ffor the Th^er^, They coditiounin him ffour lib. for upbringing the dailles and a boit of them at the kirk end in the divisioun to the said Ja^s^ for receait and trubill.

Sept. 28. In the Tolbuith of Dunbartan, the twentie-aught day of September, being the day befoir Michaelmas j^m^ vj^c^ twentie and sevin yeirs.

The q^lk^ day, according to the actis and use of burrowis, and speciallie of this burgh, anent the electioun of the magistrattis and uthir officirs befoir Michaelmas, C^o^venit J^n^ Fallisdaell and Form of election of new council

1627. Sept. 28. William Colquhoun p^{nt} baillies of the said burgh of Dunbartan, accompanyit w^{t} the persounis of the p^{nt} auld counsall of the samyne burgh, sa monie of thaime as ar at hame w^{tin} this burgh, viz., Thomas Fallisdaill, George Buchanane, R^{t} Campbell, Peter Donnald, Johne Porter, J^{n} Mitchell lait Th^{er}, R^{t} M'Indo merchand, R^{t} Denestoun cordonar, and R^{t} Dobbie tailyier, Togidder w^{t} James Hall of Fulbar, George Hall his sone, Johne Campbell and James Fallisdaill, chosen in place of R^{t} Colquhoun, R^{t} Watsoun, and James Smollat, p^{s}ounis of the said auld counsall absent, to geie thair vottis in the electioun of ane new counsal for the yeir to cum, all sworne for that effect, and also for giving voice in the electioun of the magistrattis and uthir officirs, The persounis of the said auld counsall removit and eftir ane uther and all con^{s}erit they allsweill that war absent as thoise that are p^{nt}, Thair worthines of thair plaices in counsall being weill weyit and c^{o}siderit, They of new electit J^{n} Sempill p^{nt} p^{r}eist, J^{n} Fallisdaell, Wm Colquhoun p^{nt} baillies, and R^{t} Watsoun p^{nt} Th^{er}, to be four of the new counsall for this yeir tocum, Togiddir w^{t} the saids Thomas Fallisdaell, George Buchanane, James Hall of Fulbar, George Hall his sone, J^{n} Campbell, J^{n} Porter, Peter Donnald, James Smollatt, Wm Makkie merchands, w^{t} R^{ot} Davie, tailyer and James Gairdner cordonar, for the crafts, to be of the new counsall for this yeir to cum, Quha being sua selectit and chois sa monnie as war p^{nt} war all sworne, and the remainant p^{s}ounis aboue chois in the room of thoise absent also sworne to give voice in the electioun of the lytes and officers.

The samyne day, Thay tho^{t} expedient to choose the haill lytes of the officers of this burgh and all the officers for this yeir to-cum, and thairfor, The said p^{s}ounis of the auld and new counsall being p^{nt} be thaim and uthirs in thair plaice in maner aboune written, Past to the electioun of the lytis, and first began at the lytis of the p^{r}eistrie and be moniest voittes electit J^{n} Sempill lait p^{r}eist, J^{as} Hall, Fulbar, and Thomas Fallisdaell to be lytis for the p^{r}eistrie for this yeir to-cum; J^{n} Fallisdaell, Wm Colquhoun p^{nt} baillies, and James Smollatt, lytes for ae of the tua baillies, George Buchanane, George Hall, and J^{n} Campbell, lytes for the uthir baillie, R^{ot} Watsoun p^{nt} The^{r}, R^{t} M'Indo, and Wm Duncan, lytes for the office of Th^{er}er for the yeir to-cum.

The q^{lk} day, The said baillies and counsall, auld and new, samonie as ar p^{nt} and remainit p^{s}ounis q^{a} war chosin in plaice of the counsallars absent, viz., J^{n} Mitchell, wryt, for the hamermen, J. Burnsyd for the tailyers, J^{as} Gairdner for the cordonars, Patrick M'Manus for the cowpars, Simon Watsoun for the wabstars, Finlay Ewing for the maltmen, past to the choising of the officers furth of the said lytes, and began at the lytes of the said p^{r}eistrie and be moniest vottis electit furth thairof the said James Hall of Fulbar to be proveist of this burgh for the yeir to-cum, and thairafter past to the lytes of baillerie, and be maist vottis electit J^{n} Fallisdaell to be ane baillie for this yeir to-cum, and George Hall to be the uthir baillie for this yeir to-cum, and thaireftir past to the lytes of Thessaurerie and be moniest voittis electit William Duncan thesaurer for the next yeir to cum, and to entir to the Witsunday rents next-to-cum, The said p^{r}eist and baillies being p^{nt} acceptit the said offices and war sworne inco^{t}inent.

The The^{r} being absent was ordanit to be sworne at his cuming hame [quha acceptit and was sworne the xv of Junij 1628 only.]

The q^{lk} day The cordonars and tailyers gave in ilk craft sex of thair craft to the effect

1627. Sept. 28. the magistrattis and counsall may chois thrie of ilk ane of thois crafts to be lytes for the deakinheid to the effect the craft may chois furth thairof the deakins for the yeir to cum, quha thairof chosit Johne Buchanan, R^{t} Davie, and J^{n} Maclean to be lytes for the deakin of the tailyers; James Gairdner, Robert Denestoun, and Patrick M'Kamis lytes for the deikin of the cordonars, and deluyerit bak the said lytes to them to the effect thay may chois their deiken furth of the said lytes and thaireftir to be authorized.

October 2.

Curia capitalis burgi Dunbartane tenta in pretoria ejusd. per Jacobus Hall, de Fulbar prov. dies burgi, et Johanis Fallisdaill, baillium, ejus. die secundo mensis Octobris 1627, curia affirmata.

The q^{lk} day The cordonars declairit they had chois Patrick M'Kairne cordonar and deacon of the craft for this year to cum.

Item, the tailyeirs declarit thay had chosin J^{n} Macom tailyeir the deacon of the craft for the yeir to cum, q^{a} gave the aiths, Lykas the said J^{n} actit him to appoynt and design one of thair craft that sall be reddie and willing to serve the toun in mending auld claithes.

The q^{lk} day J^{n} Scott and J^{n} Thome ar electit officers w^{tn} the said burgh and p^{r} fischalls cojointlie and seuarallie for this yeir to cum q^{m} f^{r} and fand caution for doing thair dewtie by Peter Donald cau^{nr} for the said Johne Thome and Wm Colquhoun cau^{nr} for the said J^{n} Scot, ilk ane of them undir the paine of ten^{lib} by the tinsell of thair office, and the said princ^{ls} actit them to relieff thair cau^{nrs}.

The q^{lk} day, [ane] inquest and assize being sworne and removit out of faice of court to the counsall house, Thay no^{lat} and choise William Colquhoun chancellor of the said inquest.

The samyn day the said assize and inquest statutes and ordains that na maltmen nor uthir in the buying of victuall, beir, malt, aitmeill, Tak mair nor four furlottis for ilk boll w^{t}out seiking or taking agreibil thairto, and that thay tak na mair betuix the p^{ces} of the malt and beir bot onlie the aittes, and that thay by and sell the same undir the paines of xl^{sh}, toties quoties, for ilk boll sauld dearer, to be applyit to the comoun weill of the toun and the comoun wark. Price of goods.

Item, it is statute and ordanit that the aill be sauld for xvj^{d} the pynt, and that it be worth the same be the siht of the baillies and taisters vndir the paine of xl^{s}, toties quoties, the ae half to the baillies and the uthir half to the comoun weill and the comoun wark, By and besyd ae gallon aill of ilk brewing, whairin thay C^{o}travene aither in price or in guidis, and sufficiencie to be delt to the pure, and that the magistrattis set les^{r} p^{ce} thairon q^{n} it is not worth the said xvj^{d}, and requistis the baillies to try the sufficiencie thairof ouklie. Ale.

Item, The drinking beir to be sauld for xx^{d} the pynt and under, and that it be worth the same undir the lyke paine to be applyit as said is, toties quoties. Beer.

Item, That the aquavytiae be sauld for twa merks money the pynt and na m^{r}, and that it be worth the saim undir the paine of xl^{s}, toties quoties, to be applyit as said is. Aqua-vitæ.

Item, That the kaiks be sauld for aucht pennies the kaik, and that thair be onlie four kaiks in the pek and thrie ferdalls in ilk kaik onlie, and that thay be sufficient be the siht of the visiters vndir the paine of viij^{s} for the first falt, xvj^{s} for the second falt, and xxiiij^{s} for the third falt, and sua furth to be applyit as said is. Cakes.

1627. October 2. Item, That na flescher nor uthir tak onie mair nor xl^{s} for the staine of fyne hieland tallow, and for the staine of worse tallow, sik as of cuntrie kye, undir for ilk staine, and that it be worth the saime be the siht of the visiters, undir the paine of xl^{s} for the first falt, and c^{o}fiscation of the tallow for the second falt, to be applyit as said is. Tallow.

Item, That na rynt tallow be maid in grit to be transportit furth of the toun, under the paine of c^{o}fiscation thairof to the comounweill and comoun wark of the burgh.

Item, The candill be sauld for four^{sh} the pund wecht of tow weik, and xl^{d} the rag weik, undir the paine of xl^{s}, toties quoties. Candle.

Item, Thay ratifie the rest of the actis maid the last yeir at Michaelmas 1626.

The q^{lk} daye, William Nobill, fear of Ardardane, heritor of the lands of Murroch and Guisholme, and sone to Umphra Nobill of Ardardane, burges of this burgh and appeirand aire to him, Is maid freeman and burges of the said burgh of Dunbartan, and faund John Campbell of Cloiss cau^{nr} for him for doing his dewtie as ae burgess of the first rank in all respectis, and for payment of fyve merks to the Th^{er}. Lykas the said pr^{nll} actit him to relieff his said cau^{nr}.

Nov. 10. Die decimo No^{ris} 1627.

Anent the appearance of trubill and molestation betuix Ja^{s} Archibald lowet^{n}at of the schip callit the Egill, and William Ramsay, elder, skipper, servitors to Sir Wm Alex^{r}, k^{nt}, Ilk ane of them chairgit to remaine in ward q^{ll} thay find cau^{n}. [Cau^{n} faund—Sempill of Fulwood for ane, and J^{n} Campbell, sailer, for ithir.] Molestation.

Nov. 12. Die duodecimo No^{ris} 1627.

Anent the evill wardis betuix Thomas Fallisdaell and Wm Colquhoun, and appearance of trubill betwix them. The p^{r}eist and baillie causit chairge them to remaine in ward q^{ll} aither of them faund cau^{n} that nane of them trubill uthir in tyme-cuming, uthirways nor be color of law and justice, ilk ane of them undir the paine of twa hunderit merks. [R^{t} Watsoun, Th^{er}, cau^{n} for Wm Colquhoun, and J^{n} Sempill of Aikenbar for Thomas Fallisdaell.] Evil words.

Nov. 15. Decimo quinto No^{ris} 1627.

Forsameikill as J^{n} Murisoun, baxtir, disobeyit the minister, elders, and sessioun, being chargit to c^{o}pear befoir thame the last tua sessiouns bypast, and that thairfoir he was ordanit be the magistrattis to be poyndit for aught^{sh} to the kirk box, and that Johne Thome, officir, c^{o}form to the said ordinance poyndit a pay frae him, and that thairupone The said J^{n} Murisoun deforcit him and tuik the pay frae him and callit him a pultroun, &c. . . . Thairfoir the p^{r}eist and baillies declair him in ae unlaw of fyve punds for the said deforcement, and to crave the said officer's pardoun, and to pay the said viij^{s} to the kirk box, and to c^{o}peir befoir the sessioun Sonday nixt undir the paine of xl^{s}. A contumacious baker.

Nov. 16. Die decimo sexto No^{ris} 1627.

The q^{lk} day in regaird that thaise twa n^{brs} land in Undirbog, sumtyme p^{t}aning to vm^{ell} Gilbert Laing, now p^{t}aining to Tho^{as} Fallisdaell, be resignatioun of J^{n} Wod, was of auld set out in feu for furnising and upholding of ane candill in the kirk, burning frae half ho^{r} to fyve ho^{rs}, and to stand q^{ll} sex ho^{rs} at nyt, and fra sex ho^{rs} in the morning q^{ll} day licht, And now in regaird The minister and eldirs of the said kirk hes ordainit the prayers to be red ilk efter- Land held for furnishing candle to the kirk.

1627. Nov. 16. nooun, and to begin at four hoⁿ efternooun, Thairfor the said Thomas Fallisdaell is cᵒtent and actit him in satisfactioun thairof during the counsall's will, yeirlie, betuix Hallowmas and Candilmas, to furneiss thrie candill during the tyme of the prayers in the efternoouns, beginnand at the first ringing of the bell and to cᵒtinew till the prayers end, and frae the prayers end Ane candill onlie till sex hoⁿ at nyt.

Nov. 17. xvij of Nov. 1627.

Margaret Campbill compeirs and grants a disposition of certain properties in the burgh in favour of James Fallisdaell and others. The land described as lying "on the north syd of the burgis gait, besyde the mercat croce," and bounded by properties pertaining to, &c., &c. Disposition of property

Sept. 2. Second of Sepᵗʳ 1627.

James Lossie, and Jⁿ Kirpatrick, being challengit for foirstalling of salmount and quhyte fische befoir thay came to the mercat croce, found caution for future observance of the statute anent foirstalling. Fore-stalling.

October 9. Die nono Octobris 1627.

Anent oʳ Soureans lords letʳˢ of relieff direct to the pʳeist and baillies for choising certain pᵉᵒunis inhabitants of the burgh to Cᵒvene and stent thair nytbᵃʳˢ, and to set the same and mak ane exact roll thairupon wᵗʰ xxiiij hoⁿ for payment of the said burghs pᵗ of xxv thousand merks money, extending to ane hunderit fiftie-fyve punds ellevinᵗʰ, and for the third termis payment of his Maᵗᵗᵉˢ taxaᵗᵒⁿ grantit be the estattes of this kingdom, cᵒvened on the xxvij of October 1625, to be payit to Sʳ Jaᵉˢ Baillie of Lohend knyᵗ, as collector generall and his deputy, At Martinmas nixt, According to the qᵘʰ the pʳeist, baillies, and counsall pᵉᵒ electit, chosit, and chairgit Jⁿ Sempill of Aikenbar [and eleven others] to stent their nytbᵃʳˢ and inhabitants for payment of the said third termis payment thairof, Quha having acceptit the said chairge, and sworne for that effect, Thay devydit the burgessᵉ in thrie ranks, and the said extent to be payit thrie-thirds, as use is, and set doun ane extent roll thairon, Cᵒtanand thrie scoir for burgessis in the first rank, fiftie-ane burgessis in the second rank, and threttie-tua burgesses in the third rank, and the stallingers as thay are set doun in the roll, sowms of ten lib. xviij, And ilk burgess of the first rank twentie-aeᵗʰ, ilk burgess in the second rank fourteenᵗʰ, ilk burgess in the third rank sevinᵗʰ, And ilk pund land in the landwart to paye xxxiijᵗʰ 4ᵈ, extending all to thrie scoir fyve lib. 5ᵗʰ. Burgh stent. Amount of assessment.

Jⁿ Sempill pᵗᵉstit that the said extent sould not prejudge him to mak him pay mair nor xxxᵗʰ, qᵘʰ is the ordinar stent laid on the land be the Kingis Maᵗie.

Thay noᵉᵗ Jaᵉˢ Fallisdaell collectar of the said taxaᵗᵒⁿ, and ordaine him to have the superplus of the said stent mair nor payit his Maᵗie.

1628. January 7. Die septimo January 1628.

Neinan Barclay and ——— having, in name of Sir William Alexander, offerit ane hunder and fiftie bolls of salt xii lib. the boll 21 for 20 wattir missir, and ——— fysche for four lib. the hundreth, Thay haue decidit to offer sextien merks the boll 21 for 20, and thrie lib. for the hunderit fische samonie as the burgess's tak 21 for 20, And give powar to the baillies Thomas Fallisdall and George Buchanane to purchaise and agrie, And because thay could not agrie, Therfor John Buchanane merchand, cᵒperit, and desyrit libertie to by the saime, because Sale of salt.

1628. January 7. he had furneist the said William his men claithes and uthir necessars q^r^by he may get himselff payit, And offerit to sattisfie the burgesses be boll, half boll, and furlet, according to thair ranks.

January 24. 24th J^ay^ 1628.

The q^lk^ day comperit James Powar sayller, and c^o^plenit upoun Taig Morisoun servitor to Captane Barclaye, and Robert Barclaye sayller, alledgand that thay come to William Coryuith's hous yesterday, q^r^ he was drinking and struik him and bled him in his heid w^t^out ony offence offerit or dune to him, And referrit the same to the said Taig's aith, quha being sworne, declarit he struik the s^d^ James w^t^ the schaft of ane ax, but knew not quhidder he bled him thairw^t^. The magistrattis finds that the said Taig has committit the bluid, and thairfoir is declarit in the unlaw of v lib. money, Captain Barclay caution. The said Taig allegit that the said James Powar miscallit his m^r^ Captain Barclay, calling him a knaiff, and that he was not worthy to be a captain, and syclik, That he wisst at God that nothir schip nor salt wattir buir Sir William Alexander aboune, and that he cared not for him, and offerit to prove the same be the witness^s^ following. Assault.

Comperit, James Buchanane servitor to the said Sir William, and deponit that he herd the said James saye That Capitane Barclay hinderit Sir William to pay his men thair waiges, and that he wissit the first cumpanie that sayllit w^t^ Sir William sank all to the sea grund.

Adam Mure being sworne, deponit that the said Taiges alledgance was trew.

[The judges decern Powar to lye in the stokkis at the croce during thair wull and pleas^r^, and to abyd the minister and sessioun for the sklander.]

January 31. Last day of Ja^ry^ 1628.

The q^lk^ day, in regaird James Lenard, Dutchman, is arrivat at Newark w^t^ a schippis laiding of wyne, and hes dischargit a pairt thairof as thay are informit, Thairfoir thay ordaine Robert Glen mess^r^, to arreist the same, and tak the saylers fra on board c^o^form to the laws, And ordaine a nu^b^er to go doun w^t^ him to beir witness and to sair w^t^ him. Arrestment.

January 20. Die veismo Ja^ry^ 1628.

The q^lk^ day fforsameikill as James Smollat merchand, on the 26th of this instant becoume caution for James Lenard, Flemming, in Flushane, m^r^ of the schip callit the C^o^patir of Flushane, laiden w^t^ wynne, p^n^tly lyand at Newark in Clyd for p^d^uction of a charter-p^tie^ maid betuix him and John Hamiltoun In Glasgow anent the saids wyne vpoun the 29th of this instant, And faillit thairuntill, And that sensyne he hes dischargit a grit p^t^ of the wynes, And yit not p^d^ucit the chartir p^tie^, Thairfoir the p^r^eist and baillies determins the said James Smollat as cau^nr^ foirsaid, In the paine and vnlaw of twa hunderit lib. c^o^form to the act of cau^n^erie, And that because he was warnit to have c^o^perit thir dayis, To have hard and sein him decernit, and c^o^perit not, as was clearlie knawn to the saids p^r^eist and baillies. Caution.

March 8. Octavio Martij 1628.

Anent the variance fallin out betuix John Buchanane merchand burgess, and James M'Kew wryt, It is provin that the said John said he suld aither prove the said James befoir his m^r^ ae honest man or knaiff, And that he said to the said John that he sould pay him for it an he Variance.

1628. March 8. was hangit as his fay^{r} was befoir him, and that thairafter the said John straik him certain straiks w^{t} his neiff, and the said James straik the said John in lyke mannir. [Each fined in the unlaw of xl^{ib}, to find caution, and appear before the sessioun for the words used.]

March 10. Decimo Martij 1628.

The q^{lk} day in regaird the mercat croce of the burgh is ruynous, and alsu the briggis, w^{t} the last storme, Thairfoir thay c^{o}cluid that the samyne sall be helpit, biggit, and repairit at the expense of the comoun guid, and the Th^{ers} to pay thairfor as the magistrattis sall agrie, and that w^{t} all diligence. The Cross.

Thay appoint Wednisday nixt to meit and advyse q^{t} thay sall be doune anent the mater of the teinds and subscriptioun of the submissioun to his Ma^{t}ie c^{o}cerning the same, c^{o}form to the warning and proclamation maid thairanent. The teinds.

April 4. Die quarto Aprillis 1628.

It is decided "that the croce be repairit and biggit in the auld forme onlie, c^{o}form to the former act." The Cross.

April 5. Die quinto Aprillis 1628.

The q^{lk} day Isabella Cunynghame, borne at the New Mylns in Cunyngham, spouse to Allan Mair tailyer, as sche declairs, and Janet Campbell, dochter to um^{qll} William Campbell and Christan Robesoun in Lynly^{t}gow, as sche declairs, being apprehendit red hand on the third of Apryle instant w^{tin} this burgh, be Walter Buchanane, cowpar, w^{t} the claithes and uthirs underwritten, stollen be the said Isabella w^{tin} this burgh, fra the persounis vnderritten, and taine be hir w^{t}out the toun to the said Janet hir collig, to be hid in the fields be them till thay stole mair, That is to say, frae the auld ledir laft furth of hir duelling huiss in Dunbartan, Thrie w^{r}ing sarks, Thrie w^{r}ing ruffis, thrie pair sark bands; and fra Patrick M'Mann cowpar thair, furth of his duelling hous in Dunbartane, ane hair quilt of blak stuff; and fra Robert Denestoun cordonar, furth of his houss and heich chalmir, ane new gren claith coit buttounit doun the armis, w^{t} ae pair hewit plaiddis; And fra Marioun Robsoun, furth of hir houis furth of hir bak chalmir, ane pair waulked bed blanketts; And fra Janet Houstoun, younger, widow, ane pair fyne waulked playdin, all stollen be the said Isabell, and receivit fra hir be the said Janet Campbell ay as sche bro^{t} the same w^{t}out the burgh, Being accusit befoir Johne Thome p^{r}-fischall of the said burgh, Thay c^{o}fessit the same, and ferdar, the said Isabell being unlawit, sche was fund brunt on baith the cheiks w^{t} irone, and being accusit how sche got the same, She c^{o}fessit that the Laird of Kerkinanan brunt hir on the ryt cheik for alle^{t} steilling of hors and hernies, and on the left cheik be the Laird of Craigehall for steilling a plaid monye years since, thairon the said p^{r} fischall askit Instruments, and desyrit them to be p^{n}ted to the knowledge of the assyze following, sumouned to that effect, q^{lk} the judges admitted, Thay are to say A thief apprehended red hand. Found branded.

Thomas Fallisdaill,	Patrick Houstoun,	John Porter,
George Buchanane,	David Borthwick,	Robert Middilmis,
William Colquhoun,	James Cunyghame,	James Burnsyd,
Robert Watsoun,	Robert Glen, notar,	Lachlan Palmer,
James Smollatt,	William Makkie, merchand,	Robert Ewing,

The said assyze being admittit be the saids p^{r}ounis perseuit, and be the judges, war sworn and

1628. April 5. removand furth of court to the Counsal Hous, Thay choose The said Thomas Fallisdaill chancellor of the said assize, and efter inquisition maid, The said assise all in ae voice, in regaird of thair awn c°fession, and being baith taken red hand, fyles them for the steiling of the haill p'icular guidds and gear abune c'enit in dittaye, ffor the q^lk The said proveist and baillies determins the said Isobell to be brunt and scurgit, and the said Janet to be scurgit. To be burnt and scourged.

April 20. Die vicesimo Aprilis 1628.

My Lord of Mintaith, President of his Ma'ies Counsall, arrives in the burgh on the business of the teinds and patronage. He is made a burgess, and David Watsoun clark, instructed to subscrybe the instrument produced. Watson, as appears from the minute, had previously been instructed to ride to E^r, and in the absence of John Sempill to consult w^t Thomas Hoig advocat, whether they should subscribe or not. The teinds.

April 22. Die vigesimo secundo mensis Aprillis 1628.

An "assize" sit and decide upon the price of aill, beir, aqua-vitæ, barley, salmon, &c.

Item, that na scabbit hors be sufferit to be pastiurit on the mure or on ony uthir common grass of the burgh, but w^tn thair awn huiss and grass quha aucht the hors, vndir the paine to be manifest be the p'eist and baillies, besyds the selling of the scabbit hors fand grassen, and the payment of the skaith to the p'ounis skaithit and hurt thereby. Scabbit horse.

Item, thay (the "assize") request the magistrattis to caus vissit the bulwarks and wattir warks, and caus help the same this soumer, and to get in all sowmes and debtis belonging thairto. Bulwarks and water work.

Item, to caus calsey and help and repair the tua staine brigges, and big and repaire the same. The bridges.

Item, to lay the tries alang ower Grugie's Burn. Gruggie's Burn.

Item, that the hoills in the kirk vennal be helpit and fillit up w^t erd and staines fra the Colledge, and to this effect requestis the magistrattis and counsall to appoyint a maister of the wark to attend the same. Kirk Vennel.

May 1. Fyrst of May 1628.

Pettie customes and Braidmeadow ropit, the first to Walter Buchanane for aucht scoir merks, and the second to John Fallisdaill for twelff punds Scottis. Let of Customs.

May 29. Die vigesimo nono May 1628.

John Maxwell, burgess of Glasgow, complains of being stoned by Ellen Buchanane and Margaret Campbell to the effusion of his bluid. Margaret admitted throwing the stones, but declared that the above John attempted to injure her and called her a "debuschit huir," Unlaws declared both upon complainer and defenders. Kirk Session cases.

June 10. Die decimo Junij 1628.

C°perit Isabell Betoun and John Betoun cowper, her brother, and that becauses the said Isabell was c°venit befoir the sessioun of the kirk as being supposit with bairne and denyit the saime.

Thairfor sche found the said John caution that sche sall appeir befoir the ministers,

1628. June 10. eldirs, and sessioun of the kirk ony time thay pleiss on aucht dayis warning for the spaice of ane half yeir to-cum.

June 16. Decimo sexto Junij 1628.

The q^lk day James Layng and Johne Grier are decernit to be wardit twenty-four hors in the tolbuith, and thairaftir laid in the stokkis during the magistrattis will, and to pay ten lib. for the use of the wattir wark, and that for casting of divots in the Braidmeadow in the month of June instant, q^lk was not coft to be cossin for no use bot for the use of the wark, c^oform to the auld actis maid thairanent, and ordanis naine to cast thairin in tyme cuming undir the lyke paine and punischment. Casting divots in the Braidmeadow.

The p^veist, baillies, and counsall, considering that this burgh hes weightie affaires in the g^nall Conventioun of Burrowis to be halden at Perth the fyrst of July next, and that Glasgow hes geivin in a c^oplaint aganis us, and that thay expect John Sempill's hamecuming the morne, Thay continew the electioun of thair commissioner thairto. Convention.

Thay ordaine the magistrattis and counsall to visit the watter warks this efternoone.

"Thay ordaine James Fallesdaill to collect the King's maill w^t diligence."

June 17. Die decimo septimo June 1628.

It is concludit that the comissioner to the conventioun of burrowis tak w^t him the touns auld charter for witnessing that we sould be frie of custom throw this kingdome, And siklyke, for witnissing that this burgh is p^icularlie infeft in certaine p^icular tounes lands and bounds for taking up the toll betuix Lochlong and Kellvine. Tolls—between Lochlong and Kelvin.

They c^ocluid that in regaird the commissioners of the g^nall coventioun halden at Air in July 1627, refusit to give libertie to this burgh to impetrat the renewing of thair impost as they had it befoir for the spaice of nynetein yeirs, alsweill aff fremen as unfrie, In regaird of the gift and liberties standing unrenounsit, Thairfor they now renew the same and ordaine ae r^euncia^un to be maid of that licence and gift grantit.

Item, Thay ordaine him to seik a new licence to impetrat a gift of 8^d ilk cow, ox, meir, staig and hors, cumand throw thair bounds to be sauld, allsweill of freemen or unfree, for helping to the sustentation and uphalding of the wattir wark.

Thay c^ocluid to writ to Glasgow to say quhidder or not thay maid c^oplaint againe this burgh for exacting the impost, because thay are informit it was onlie William Watsoun, fleschar, w^tout knowledge of that burgh, and quhidder thay will insist on that complaint at this nixt c^oventioun. Complaint by Glasgow.

Johne Sempill chosin comissioner to the convention of burrowis at Perth.

June 27. Die vigesimo septimo Junij 1628.

Thay ordaine the com^r to the convention to gainstand the erectioun of the burgh sot be the Earll of Seaforth, to be erectit in the Lewis, as a thing tending greatlie to the hurt of the haill burrowis. Opposition to a new burgh.

Thay ordaine the magistrattis to agrie w^t the paynter, and causs color the stak of the Cross efter it beis oylit, and to caus the Th^er pay thairfor. Cross painted.

John Sempill declining to serve, David Watsoun elected commissioner to the Convention.

1628. July 1.

First of July 1628.

It is concludit that the wattir wark be helpit, and that there be twa heids maid, and that workmen begin to mak the samyne heids of tymer, and work at the same wark on Monday nixt the 7 of this instant, And hes chosin Thomas Fallisdaill o^r^seir of the said wark, and ordanis that ilk man sall haue for ane dayis work ffyve^sh^ and ilk woman foir^sh^ money. Wages at the water works.

Thay ordaine, That soill be cossin in the hinderend of the Braidmeadow for repairing of the kirk-yard, and that the said soil be coussin be Thomas Fallisdaill's advyse. Church-yard.

July 18.

Die decimo octavo July 1628.

The q^lk^ day Thay (p^r^eist, magistrattis, and co^t^ie) haue c^o^cludit, be advyse of the counsall and co^t^ie, That the toun sall cast a wattir gang on the south syd of the wattir of Lewin for saftie of the toun, to c^r^oye the wattir aff the Cunypark and heid of the uppar wark, and to begin on Monday nixt at the low wattir, and that the toun to be devydit in halffis, and the eist end of the toun till the Croce and eist syd of the Croce Venall, w^t^ speddis and schoolis, to begin the first day, and the west end of the toun and Tounend and west syd of the Croce Venall the nixt day, and sua on, Because Thomas Fallisdaill, m^r^ of warks and uthers q^u^ visit the wark hes thot it absolutlie necessar the said cast be coussin. And q^u^evir beis absent sall paye a dayes waiges as unlaw for ilk tyme thay be absent, being warnit. Water gang to be cast. Division of the town.

July 28.

Vigesimo octavo July 1628.

John Lindsay, customer, gives in account of his intromissions for 1625-6-7 yeirs. Ten pounds yeirly paid to the Th^er^. "And because that the haill kye of Argyle past the last yeir, 1627, and the uthirs to be sauld, and came not the auld accustomat way, but for the eschewing thair marris came up be the castill of Dunbartane, Thairfoir, albeit he tuik the said impost for that yeir at iij^es^ vi. lib., Yit the Proveist, baillies, and counsall hes concludit that he sall pay onlie for that yeir that q^lk^ he got thairof vpoun his conscience and honestie be accompt. Argyll cattle impost.

August 6.

In pretoria burgie Dunbartane, die sexto August 1628

In p^se^ of James Hall, p^r^eist, Johne Fallisdaill, and George Hall, baillies, anent the c^o^plaint maid be Robert Glen, notar, againe Janet Boyd, spouse to Robert Neill, alledgeand that yisterday the said Janet gave him monie injurious words, and struik him, and pullit his cluik, and wold have turnit him round about widderschinis, war not he pullit his cluik fra hir, and that sche kaist staines at him, q^lk^ sche denyit; And certane witnesses being admitted and sworne, It was prouin that sche gave him monie evill wordis, and held him be the hand, and struik him sindrie straiks thairon w^t^ hir hand, and pullit him be the cluik, and kaist a staine after him. The p^r^euar tuik in hand to prove farder; and in the meintyme the said Robert fand Duncan Glen his faither caution for him that he sall not trubill the said Janet Boyd nor Robert Neill vndir the paine of fourtie lib. And Robert Ewing became cau^ner^ for the said Robert Neill and Janet Boyd, that thay nor onie of thaim sould trubill the said Robert Glen utherwyse nor be colour of law, vndir the lyke paine of lx lib.; and the said pnc^ls^ actit them to relieff the cau^ners^. Witchcraft—Janet Boyd.

1628. August 8. Die octavio Augusti 1628.

Anent the tumult maid on the fourth of this instant betuix Johne Denie, wabstar, on the tae pairt, and Robert Blakburne, wabstar, on the uthir point, and Johne Gib, tailyeir, on the third pairt, it is fand that the said Robert Blakburne struik the said Johne Gib w^t his awn ellwand on the heid, &c.—[a drunken brawl—an assize constitute, and all unlawed.] Tumult.

August 29. 29th August 1628.

Thay ordaine the boit coft fra Johne Johnstoun to be taen up to the wark and sunken in the maist fit p^t on Monday nixt. Water work.

August 22. Die vigesimo secundo Aug 1628.

Thomas Denie unlawit for striking Robert Allan and calling his wife "a vile huir and harlot." The complainers also ordered to find caution. Slander.

Sept. 19. Die decimo nono Sept. 1628.

The q^lk day Thay think meit that the laird of Luss be desirit to visit the wattir wark, as my Lord Ross did, and to report down his opinions thairanent, and to that effect desyre Thomas Fallisdaill to go to him, gif he be cum hame; and the same being gottin, c^o cluids that the report be sent to the lords of secret counsall to thair nixt counsall day, viz., the 24 of this instant, and voittis David Watsoun to go for that effect, q^n refusit the same because of his advyses in the Duk of Lenox and his bailaries affaires, q^r in he is ingadgit pn^tly, and sua affirmit he could not go (albeit he is veri willing.) Laird of Luss to visit the water work. Duke of Lennox.

Sept. 8. Die octavio Sept. 1628.

An assize ratifie the inhibition formerly maid anent the selling of mair nor four firlottis for the boll. Price of goods.

Ale to be sauld for sixteen pennies the pynt, and drinking beir for twentie pennies the pynt.

Aqua vitae for 24^sh the pynt.

The magistrattis to caus repair the staine brig now destroyit, and to caus mak a brig ouer Gruggies Burn; and to repair the manis in the kirk vennal and south vennal be causeying the same. Repairs.

Nov. 20. In pretoria burgi Dunbartan die vicesimo Nor^ls 1628.

C^o venit James Hall, p^reist; John Fallisdaell and George Bell, baillies of the said burgh, accoumpanyit with John Sempill of Aikenbar; Thomas Fallisdaill, William Colquhoun, George Buchanane, Robert Watsoun, persounis of the counsall thairof, w^t Mr. William Blair minister of the same, Mr. Robert Watsoun, minister, at Cardross, and Mr. William Stirling, minister at ————, and the school^mr of the said burgh. Witchcraft—Janet Neill.

The q^lk day, In regaird Janet Neill, spouse of William Corruith burgess of this burgh, Is suspect of witchcraft and sindrie presumptiounis and dittaye gevin vp aganis hir, Q^r upoun sche being this day c^o venit and accusit, and finding hir to give no satisffactioun, Bot obstinate denyall, q^lk gevis the mair occasioun of suspicioun, Seeing sche denys thynges indifferent of themselffis and circ^n stances clearly prouin, Thairfor They c^o cluid that the said Janet be ferder tryit and examinat and serchit gif sche hes the devillis mark on her body q^r of sche is insensibill, and for the bettir tryall thairof to cut and cow hir hair gif neid be.

And siklyk, In regaird thair ar sindrie p^r umptiounis of witchcraft gevin in agains

1628. Nov. 20. Marioun M'Lintok, Thairfoir they c°cluid that sche be lykewayse examinat, and gif neid be serchit to see gif sche hes the devillis mark in hir bodie insensibill, and to cut and cow hir hair as they sall think meit for the bettir tryall thairof. Witchcraft.

Dec. 1. In pretoria burgi Dunbartan, primo De^res 1628.

C°venit the p^reist, baillies, and minister, w^t Thomas Fallisdaill, William Colquhoun, Robert Watsoun, James Smollat, John Porter, William Makkie, Robert Middlemis, Johne Mitchell, James Gairdener.

The q^lk day, anent the desyre and motioun maid be William Corruith to the p^reist and baillies for putting his wyff Janet Neill to libertie vpoun cau^loun to entir hir q^nevir he is requyrit, q^lk being proponit, Eftir advysment, They c°cluid that the said Janet Neill be yit keipit still in captiuitie till a comissioun be sent for, and ordanis a comissiounir to be sent for w^t sik diligence as may be, for putting the said Janet Neill and Marioun M'Lintock to ae tryall and assyze vpoune the dittaye gevin in.

Dec. 19. Decimo nono Dec. 1628.

The q^lk day be moniest vottis, It is thot expedient that Margaret Hunter and Janet Donald be yet kepit in ward and captivitie Till the first day of Januar nixt, or soonir gif the judgis think it meit, and thain to be bro^t, vissit, and tryit gif they have ony unsensibill marks and uithirways tryat as Janet Neill and uthirs hes bein tryit, and That a comissioun accordinglie be socht and sent for putting all to tryall, and that againe the viii of Jan^ry nixttocum.

1629. January 9. Die nono Jan^ry 1629.

The q^lk day, eftir advysement w^t the depositiounis and dittaye againe Janet Neill, Margaret Hunter, and Janet Donnald, Thay think meit, In regaird the tolbuith hes not samonie [places] to c°veniene severall pairties to keip Janet Neill, Margaret Hunter, and Janet Donald, q^a ar suspecit and deleyt for witchcraft, and that Janet Dod hes a young bairne sukkand hir breist, That the said Margaret Hunter be lettin out vpoun cau^n for hir entrie vpoun xxviiij ho^rs warning undir the paine of v^c merks, c°ditionallie the said Margaret Hunter receaves the bairne and caus it be nurishit till the said Janet be ferder tryit, and c°cluids the rest be keipit and ferder tryall and infor^mion soht. The witches in the Tolbooth.

Decimo tertio Feb. 1629.

Feb. 13. The q^lk c°perit, Mr. William Stirling, school^mr of the said burgh, and declarit he could not attend langer on the school nor the nixt term, And thairfor desyrit the magistrattis and counsall to p^rovyd themselffis a school^mr. The schoolmaster.

The q^lk day, in regaird the counsall hes givin a warrand to seik a voluntar c°tribution for the help of the lands of Powis and Powmill and uthirs couerit and orflowit w^tin the Mers, and that help is sot of this burgh, Thairfor the baillies are appoyntit to seik and collect a voluntar c°tribution throw this burgh and paroch for that effect w^t sik diligence as may be, and that the magistrattis speik the minister to mak into^mm on Sonday nixt out of pulpit, and exhort the peopill to be chiritibill. Voluntary contribution.

The q^lk day they ordaine and c°cluid that the Th^er sall give Robert Glen, notar, ten lib. for Fee to Glen in the witch cases.

1629. Feb. 13. his pains and sumoning of the assyze past on Janet Neill, And for to sumound assyzes to pass on Margaret Hunter and Janet Donnald.

April 14. Decimo quarto Aprilis 1629.

The q^lk day, Walter Buchanan, cowpar, being c^o plenit vpoune for having and halding of scabbit hors on the comoun grass of this burgh grantit the saime, and is thairfor chairget in ward till he find cau^n to keip thaim w^tn his oun house and grass. Caution found. Scabbed horse.

The q^lk day the baillies ordaine the aill to be sauld for xvi^d the pynt, and the drinking beir for xx^d the pynt, and no d^r unless the baillies and taisters find the same bettir and set p^e thairon, vndir the paines c^o tenit in the actis maid thairanent of befoir. Price of ale, &c

The Braidmeadow grass to James Brounsyd for twentie merks.

The q^lk day, Thay and Mr. Harie Sempill ar agreit for to be school^mr and reader for thrie yeirs to-cum. New schoolmaster.

May 5. Die quinto May 1629.

The q^lk day the herding of the kye of this burgh is set to Johne Glen, q^ll Hallowmass nixt. The said Johne, w^t his cau^nr, acted him to keip, herd, and pasturage said kye sufficientlie, and to tak them out daylie befoir fyve ho^rs in the morning, and to bring them in at ellevin ho^rs, and to tak them out befoir tua ho^rs efternoon, and to bring them in about the sunsetting, And on Sunday to be keipit all day q^ll evin, and that he sall do his dewtie in all respectis as a herd. Herding the kye.

June 19. Decimo nono Juni 1629.

Thomas Fallisdaill, chosin commissioner to the Conventioun at Culros.

The q^lk day, They have ordanit the clerk to write to Johne Sempill of Aikenbar, In the toun's name to advyse the p^ces laid aganis Margaret Hunter and Janet Donnald w^t the counsall, and to get advyse q^t sentence sall be p^nnc^ed be the judges, And to that effect to send the p^ces and dittays as they ar to him, And ordaine the Th^er to give xx merks to send him, And ordainis the boy to have 24^s gif he get him in the hoss, and gif he got him in Ed^r to have 40^sh for his troubill and expensis. Witch case—advice.

July 20. Vigesimo July 1629.

The q^lk day it is c^o luidit that the haill p^o ounis awand monyie belanging to the wattir wark be chargit in ward w^tn the tolbuith, thairin to remain till they pay the same to be imployit to the wattir wark, And in the meintyme ordaine the wark to be vissyit be the magistrattis and counsall this p^nt daye, And according to the necessitie to be helpit, and to begin thairto the morne, and n^o iates Thomas Fallisdaill m^r of work for this yeir. Debtors to water work imprisoned.

Item, They ordaine the staine brig to be repairit, and irne and leid coft.

Sept. 7. Die septimo Sept. 1629.

The q^lk day, on the supplicatioun of Robert Glen, mess^r, They ordaine the Th^er to give him fyve merks mair nor the ten lib. alreddie gevin him for the sumouning of the assyze that past on the tryall of Janet Neill, Margaret Hunter, and Janet Donald. Additional sum to Glen.

Sept. 9. Die nono Sep^rs 1629.

The q^lk day, They have ordanit and appoyntit the new missirs to be set out in the mercat the nixt mercat day to be missird and maid c^o form to the stand at Lynlythgow, and to be New measures.

1629. Sept. 9. seillit with ae lettir S on the stouppis at the mouth, and the bottom and syd seillit w^t the lettir D. And the auld missires to be draun in to the counsall huis.

Sept. 29. Die vigesimo nono Sep^t. 1629.

An "assize" regulate the price of goods to be sold in the burgh, And

Forsameikill as in tyme past the meillmen hes usit grit wrang in taking the meill furth of the sak, and rubbing the same thairefter on schoitts befoir the missring thairof, q^lk is a grit abuse, Thairfoir they statute that the meill be nawayse rubbit w^tout the sek, Bot misserit out of the sek in the furlet or pek vndir the paine of twa merks. Mealmen.

Sept. 29. Die penultimo Sep. 1629.

It is ordained that nane sell meill, malt, or beir, with ony uthir missirs bot the new prik straik missirs undir the paine of 40^sh.

It is statute and ordanit that nane w^tn this burgh carrie awaye any victuall in the boittis p^taining to vnfreemen or coft fra vnfreemen till the customer get his laidill and custome thairof, at leist till they adverttis the customer thairof that he may c^ovenentlie get his laidill and custome of the same befoir thair transportatioun, vndir the paine of xl^sh, toties quoties, sa oft as any c^otravenis by and attour the payment of the laidill and customes of all that they sall happin to transport. Petty custom.

Nov. 11. Ellevint Nov. 1629.

Peter Donnald actit him of his awn will to tak furth of the tolbuith fra Janet Donnald, his dochter, Janet Colquhoun's young infant, his dochter, q^n was ba^tisit this day, and put hir to ae uthir nurice. Witch case.

Nov. 16. Decimo sexto No^rs. 1629.

Anent a complaint maid by the customer, The magistrattis find that all victuall transportit be boit coft fra unfreemen w^tn sex myles of this burgh sall pay the laidill dewtie.

Nov. 27. Die vigesimo septimo Nov. 1629.

The burrowis w^tn the shyre to use the new missirs.

The caryers of victuall in this burgh to the Hielands being sworne, tuik in hand to depone what victuall thay carried to the Hielands belanging to unfreemen, and that belonging to themselffiis, coft fra vnfreemen, fra Beltane 1628 to Beltane 1629. Carriers of victual.

The q^lk day it is c^ocludit that the haill burgesses and inhabitants attend the p^reist and remanent C^missionars, and assyst them in the execu^ion of Janet Donald, witche, q^tevir day and tyme beis appoyntit for hir execution. Janet Donald—execute.

Dec. 1. Primo Dec. 1629.

Thomas Fallisdall decernit in the unlaw of fyve pounds for striking William Makkie, merchand, in the church, and each of them to appear before the session, to answer for abusive words used by them in the church. Assault in the church.

Dec. 20. Vicesimo Dec. 1629.

An "assize of curatory." John Colquhoun of Luss as curator for Duncan Campbell of Carrick during his minority. Oath taken.

1630. April 6. 6 April 1630.

It is ordained "that all the persounis w^tm quhase boundis the comoun sinks ar, causey the same w^t diligence, and make them passable." Common sinks.

Na browster persoun to sell draff to unfreemen or ony dwelling w^tout the burgh.

April 27. Vigesimo septimo Aprilis 1630.

A Dutch skipper disposes of a cargo of fir dailles equallie betuix Dumbarton and Glasgow. William Wilsoun appeared as commissioner for Glasgow. Deals sold.

May 6. Sext of May 1630.

In regaird that the dailles (abunewritten) are faund to be veri thin, and not merchandbill, the schipper allows Dumb^tm to tak twa for ilk ane.

April 20. Vicesimo Aprilis 1630.

Laidill and Pettie Customs set to Mathew Fallisdaill for four scoir and aucht punds Scots, and the Braidmeadow to Walter Buchanan for twentie merks. Roup of customs.

May 4. Die quarto May 1630.

Walter Buchanan c^ofessit to stryking and wounding Robert M'Ewane w^t his quhynger behind his bak, and was decerned in the unlaw of ten lib., also to satisfye the pairtie skaithit be the syht of the p^reist and baillies. Striking and wounding.

June 8. Die octavio Junij 1630.

In regaird that Sir Thomas Hope is now advocat to our Soveraine lord, and taks not p^oess be himselff now as he ust of befoir, Thairfoir thay think meit that sum uthir advocat be chosin for this burgh, and specially Mr. James Stewart, q^u was anes imployit of befoir, and A new advocate for the town.

be imployit to defend in that actioun raist be the Colledge of Glasgow againe this burgh for ten lib. cravit be them furth of the landis of said burgh.

Item, That actioun be raisit be thair advyse anent the pettie customes of this burgh, w^tm the parochins of Luss, Cardross, Rosnaith, Bonyll, Kilmaronok, Kilpatrick, and Dunbartane.

Item, That the actioun of Improba^tm and reduction of the decreet arbitall pronuncit be the men of Aire be buikit.

June 19. Decimo nono Junij 1630.

Anent the actioun perseuit be James Tailyeir againe Walter Colquhoun of Barnhill for twentie shillings for lintseid, and againe David Scot, cowpar, for xiij^s 4^d for the same, thay alleg^t the seid was not sufficient nor evir grew, and as thay lost thair crop for the haill yeir, the persewir ought to satisfy them for skaith sustenit. Defenders absoluit. Action for lintseed.

June 22. 22 Junij 1630.

Patrick Naismyt and Hendrie Wryt "extraordinary drunk on Sunday night, and offering violence to severall." Unlawed.

June 25. 25 Junij 1630.

Anent the c^plaint maid be James Herrirt in Chapeltoun againe Mathew Tailyeir in Murroch, for cutting of his peittis in the touns mure, c^ofessit, but alledged that he had pairit and spoilt a brig he had made for drawing out his peitis. The s^d Mathew decerned to deliver to the said James as mony weill won peitis as he will give his aith war cuttit, or as he will prove. It is Cutting peats.

1630. June 25. ordained that thay nor no uthirs in tyme cuming presume to cut peittis w^tn^ the burgh or territorie.

Item, Because that the staines that ar to be caryit be boit to the kirk yaird for the bigging of the hospital can not weill win to for the heiht of the sands, Thairfor thay ordaine the toun to cast a goit throw the sand, q^r^by the boit may the bettir floit, and the said to be caryit be barrowis away, And to divyd the toun in three thirds, beginning beneath the Croce the first day, aboune the Croce the nixt day, and the third day the Vennal and Tounend, As thay sall be warnit, w^t^ spaddis and schoolis and barrowis, undir the paine of viij^s^. Building of the hospital. Town divided.

July 13. Decimo tertio July 1630.

Walter Watsoun, baillie, unlawit for purchasing stoppis befoir thay war offerit to the toun. Forestalling.

July 24. 24 July 1630.

Anent the trublance maid betuix Peter Jacobson, a Dutch cuik, and uthirs, on the tae pairt, and Johne Pollusoune, boittsman of the same vessel, the magistrattis declare unlaws, and order cau^n^ to be enterit. Trouble.

July 8. Octavio July 1630.

An agreement between Dunbartane and Glasgow for the purchase of a cargo of fir dailles.

August 16. Sexteen day of August 1630.

The q^lk^ day, Fforsameikle as thay pirattis taine be my Lord Sempill, be direction of his Ma^t^ie's counsall, ar to cum to this burgh from Paslaye, and that the Erll of Lynlythgow, lord admiral deput, is to put them heir to triall, and hes written to the proveist and baillies to receave them in ward, Thairfoir it is c^o^cludit thay be receavit and put w^tn^ the tolbuith of the said burgh, And for that effect it is ordanit that the burgesses and inhabitants of this burgh, as thay sall be warnit be the officers, attend the p^r^eist and baillies In thair best equippage and armor, to gaird the tolbuith the tyme the admiral is in judgeing the saids persounis. And syklyk, That the saids pirattis be watchit nytlie and lokkit in the said tolbuith, and thay to watche about and w^t^out the tolbuith in thair armor, fra aucht ho^rs^ at nyt till sex hors in the morning, and that there be twentie nytlie on the watche, and to that effect ordaine the toun to be devydit in four q^r^tars, and q^u^evir beis absent, being warnit, to pay fourtie^sh^ of unlaw, toties quoties. Capture of pirates.

August 21. 21 Aug. 1630.

John Sempill gives in his compt for expenses as com^r^ to Ed^r^, sexteen days at 40^sh^ a day.

October 5. Quinto Oct. 1630.

An "assize" regulate the price of goods to be sold in the burgh, And ordain that

Nae beif or tallow be sold to unfreemen befoir tua ho^rs^ efternooun, and even then the freemen to be preferrit.

Na beiff nor muttoun be blawn or ony kind of wind wro^t^ therein be ony kind of ingyne.

1630. October 18.

xviij Oct. 1630.

Certain persons chosin "to stent thair n^{b}rs, anent our souvraine lordis letter of relieff."

Anent the lettir direct fra the burgh of Ed^{r} to send a com^{r}, The p^{r}eist, baillies, and counsall finds they are not abill to keipp all thois meitings, and thairfor c^{o}cluid not to send ane.

1631. January 1.

First of Januar 1631.

C^{o}perit Myrie M'Farlane, Forsameikill as be hir negligence this burgh was tua severall tymes in hazard of burning, and the housses q^{r}in sche was tuik fire, first the laird of M'Farlane's houss, and thairefter Johne Porter's houss, Thairfor the said Myrie actis hir selff nevir heireftir to have aither ingill or candill kendillit in ony hous within this burgh, And alsua to remove out of this burgh, and nevir herefter cum herintill gif the p^{r}eist, baillies, and counsall of this burgh think it expedient, undir the paine of scurgeing and banishment, And to that effect to c^{o}peir on Monday nixt in the tolbuith to heir thair will thairanent declarit. A careless housemaid.

January 3.

3 Jan. 1631.

C^{o}perit, The said Myrie M'Farlane to heir thair will declarit, And thair of hir awn assent tuik in hand p^{n}tly to remove furth of this burgh and nevir to return thairto without libertie of the p^{r}eist, baillies, and counsall vndir the said paine, And becaus sche could not get cau^{n} for this effect, Thairfor they inhibit and discharge all and sindrie inhabitants w^{tin} this burgh from resetting the said Myrie in tyme-cuming to set any houss to hir vndir the paine of ten punds money and payment of q^{t}sumevir skaith sall be committit be hir w^{tin} this burgh, and ordains intimatioun and publication to be maid hereof.

January 22.

Vigesimo secundo 1631.

Caution enterit regarding the payment of threttie four-pounds viij^{ch} 4^{d} for salt beif.

January 28.

28 Jan. 1631.

Robert Millar and Johne Lochlarne, undir the Erle of Antrum, confess to bringing ouer a bark from Ireland laiden with aites and selling the same to unfreemen.

April 6.

Sext Apryle 1631.

Anent the arreistment raist at the instance of Johne Sempill of Aikenbar, be vertew of the said p^{r}eist and baillies precept of arreistment for arreisting of all guidds and geir q^{lk} p^{t}ne to vmqll James, Erle of Glencairne, and dame Agnes Hay, his ladie, Countess of Glencairne, being w^{tin} his grit tenement and ludgeing in Dunbartane, q^{r}in the s^{d} umqll lord and ledie dwelt, to remain [under watch] and arreistment at his instance, ay and q^{ll} a sufficient and responsibill burgess, indueller in the said burgh, was fund actit in the buiks of the said burgh that the samyne guiddis and geir sould be furthcuming as law will to him for the soume of ane hunderit and fiftie pundis money alle^{t} awand, and promissit to him for his maill of the said tenement the spacie of tua yeirs and ane half, viz., fra Martinmas last till Whitsunday 1632 yeirs. C^{o}perit James Hay of Couslands, and for lowsing of the said arreistment fand Mr. James Campbell cau^{ser}. Receivit. Arrestment—Sempill v. Earl of Glencairn.

1631. May 4.

Quarto May 1631.

Walter Colquhoun of Barnhill decerned in the unlaw of ten pounds for extending beyond his mairch. Colquhoun of Barnhill.

June 3.

Tertio Junij 1631.

Robert Allan and Margaret Dougall, his spouse, unlawit in four lib. for selling wyne at ten^{sh} the pynt instead of eight.

June 27.

27 Junij 1631.

Mr. William Blair, minister, declairs that the laird of Buchanan hes written to him that he will be c^{o}tent to gift his carie boit to the toun that he biggit for carying staines to his hospitall, on c^{o}dition that thay be obleist heireftir to maintain a boit and to pay a certaine dewtie furth thairof to the hospitall. Thay declair thay ar c^{t}ent w^{t} his offir and give him thanks. The hospital.

August 8.

Aucht of August 1631.

Forsameikle as Patrick Colquhoun in Miltoun of Colquhoun, of set purpoiss, maliciouslie on Monday the first of August instant, cum behind James Fallisdaills officeris bak, having sword and quhynger about him, and ae staff in his hand, and thair, unbeknawn to the said James, straik him on his heid w^{t} ae staff, to the effusion of his bluid, and that in the horss mercat in the tyme of the fair. Thairfor, seeing it is notour to the p^{r}eist, baillies, and counsall, that thair was na p^{t}icular quarrel betuix them, bot only that the said Patrick out of revenge did the saime (he, on a former occasion, requiring to be forcibly put in ward by Fallisdaill), Find the actioun and the wrang dun to them and the burgh, and c^{o}cluids that redress be sought by law at the touns chargis. Assault.

October 27.

27 Octobre 1631.

The q^{lk} day, fforsameikill as yesterday the p^{r}eist, baillies, and certaine of the counsall, met w^{t} the p^{r}eist and baillies of Renfrew, The p^{r}eist and baillies of Renfrew p^{d}ucit a forme of testimoniall gevin out be the Forestar of Corstorphin, as chamberland of Scotland for the tyme, schawand that anent the c^{o}troversies betuix Dunbartane and Renfrew he had causit baith the burrowis to c^{o}peir in ae court halden be him at Glasgow, the [xxij] day of No^{r}, j^{m} four hundreth twentie-nyne yeirs, q^{r} thay c^{o}pearand, The same was put to the knowledge of ae assyze, q^{lk} assize, p^{t}icularlie namit therein, fand Renfrew was in possessioun of the schotts of the fysching of the sand bed and of the mid streime of the wattir of Clyd to the blakstaine, and of the customs and ankorage w^{tn} themselffis, and fra thence furth doun the rest debaitabill to belong equallie and be devided betuix Dunbartane and Renfrew, q^{lk} testimoniall is unsubscryvit, bot certaine bittis of auld seills thairof, alle^{t} to be the seill of the chamberland and certan of the assyze, daittit at Ed^{r} the —— day of Januar 1629, Thairfor, in respect the laird of Grinok hes s^{ndt} Renfrew and Dunbartane to p^{d}uce thair rytes q^{r}by thay uptak fra his men customs of the corn brot in to Clyd out of Ireland, and that Renfrew albeit in all mennis memorie hes nevir been in possessioun till now, laitlie w^{tn} this half yeir thay have interest them thairin be vertew of thair p^{t}ndit Testimoniall or decreet, Thairfor ordaine ae man of law to be employit to attend them; and in respect we have not yet chosin ae man of law sen Dumbarton and Renfrew.

1631. October 27. Mr. Thomas Hoip was maid his Ma'ies advocat, Thairfor think meit a letter be written to Mr. James Stewart, advocat, and to Peter Algwor, agent, to attend them, and thaireftir w^t^ diligence to advyse q^t^ cours sall be takin be law c^o^cerning that p^t^endit decreit or testimoniall, and the man of law and agent to them, Thay writ to be remebe^rit^ w^t^ gold at the discretioun of the magistrattis.

October 20. Vecimo Oct^b^ 1631.

Forsameikill as the toun of Renfrew hes intercept them in the taking up of customes at Kilpatrick a man is to ryd to Ed^r^ anent this, and also Grinok's plea, this burgh being evir in possession of the haill customes in Clyd.

Nov. 22. Vigesimo secundo Nov. 1631.

The q^lk^ day the counsall ordainit the baillies to infeft Mr. William Blair, p^st^ minister at the kirk of this burgh for himselff, and in name of the eldirs of the said kirk, and of the poore of the hospitall thairof, intendit to be buildit thairin, ... in all and haill the comoun myln, millands, and uthirs wadset by John Sempill of Aikenbar to his spous. Wm. Blair, minister.

Dec. 1. Primo Dec^m^ 1631.

Margaret Campbell c^o^plains that she being on a visit to Catherine Hamiltoun, and Johne Buchanane lying in a bed in the chalmer besyd hir, suddenly raise and strak hir, threw hir to the grund, till hir heid owertuik the bed, and thaireftir set his fit on hir bellie. Johne alledges in defence Margaret used mony injurious wordis of Janet Bukkanane, calling hir a wud thief and a wud loon, but admitted striking hir and putting his fuit on hir to get in to bed. Unlawit in 40^sh^ for striking and 40^sh^ for setting his foot on her. Assault.

1632. January 23. 23 Jan. 1632.

C^o^perit William Sempill of Fulwood, and p^e^tit ane warrand direct be Sir James Balfour, Lord Lyoun, for putting R^o^ Glen mess^r^ to libertie furth of ward, takand ye said laird of Fulwood cau^n^. A messenger in prison.

Feb. 3. Tertio Feb. 1632.

Resignation of the lands befoir mentioned by Johne Sempill of Aikenbar to William Blair, minister, and others, "for the use, weill, and proffit of the poore of the hospitall intendit to be buildit be Sir John Buchanane of that ilk, kny^t^." Resignation. The hospital.

March 5. Quinto March 1632.

The q^lk^ day, fforsameikill as David Glen hes bein executioner of the witches that hes bein execute in this burgh, as lykwayes that he is ordainit to be carefull to keip uncouth beggars out of this burgh, Thairfoir thay have concluidit that he sall have of yeirlie feall of comoun guid of the burgh aucht merks money at Witsonday and Mer^t^imas proportionallie, beginand the first terme for the Martimas terme last, and sua furth during his thankfull services. Witches—Fee to the executioner.

The q^lk^ day, in respect the Penmouth Venall hes been aft ordainit to be repairit, it is now c^o^cludit that the said venall be fillit up, and a pier buildit for the use of this burgh w^t^ all possible diligence. [Unlaws not otherwise appropriated to be taken for that purpose.] The Penmouth.

Mathew Sempill, William and Robert Tailyear to be wardit in the tolbuith 24 hors, and put in the stocks at the Croce betuix 10 and 12, for striking up a barrel of beif thay wer bringing fra Glasgow to Andrew Denestoun's schip. The stocks.

1632. March 12. Duodecimo March 1632.

Thay think it c°ven^nt that the hors and kye mercat at the faire of Patrickmas stand w^tin the burgh at the Tounheid, betuix the skay bank and the ferrie boit, and to that effect that the toun accompanies the magistrattis to the inbringing of the said mercat. The Fair.

April 14. 14 Apryl 1632.

Anent the variance fallen out betuix Martha Johnstoun and Isobell Barnet, it is prouin that Isobell called the said Martha clattie badrouns, and sche callit hir witches get, and thaireftir met on the calsey, and the said Isobell grippit hir first, and sche grippit the said Isobell, and baith went to the erd, the said Martha upmaist. Each unlawit in xx^sh. Variance.

April 14. 14 April 1632.

Duncan M'Kellar for taking Hieland kye past the castell "w^tout giving s^d castell thair dew," promisis amendment in tyme coming. Castle due.

April 23. 23 April 1632.

Thay ordaine that tua hundereth merks w^t the anuels awand to the toun be John Darleith, and Alexander M'Carther, be gottin up to help to pay thrie hundreth merks for helping Mr. William Blair, minister, to big his manse, and ae ruid land to be ropit also and sellit for helping to pay the same. The manse.

And because it is necessar there be ae m^r of wark to attend thairto, Thairfor thay allow to him ilk day he is imployit and attends on that work w^tin the toun, aucht shillings, and ilk day he gois aff the toun on that business for stanis or uthir materiall, twelff^sh for his awn chairges.

Thay have c°cluidit to caus fill up the Penmouth venall and Johne Buchanan's yaird als far out as Robert Watsoun's weir, and to big the foir syd, viz., the weirs neirest the wattir w^t faill, fornent Johne Buchanan's yaird and the Penmouth, and to vphald the same to him, and to build the keye als far befoir his weir as thay can get moneys to do it. Penmouth.

April 26. Vigesimo sexto 1632.

Forsameikill as Humphra Denie and Margaret Laing, his spouse, in Tounend, agries not, bot is ae evill exampill to thair ny^tbors, And that the said Humphra being su^d to have c°perit this day thairfoir befoir the session, it is qualified he struck her yestrien, Thairfoir the s^d Humphra, for his contempt, is decernit in the unlaw of 40^sh. Family quarrel.

May 30. Penultimo May 1632.

The q^lk day, fforsameikill as it is c°plenit by Hendrie Watsoun, fischer, burgess of this burgh, that Johne Stewart, feir of Rosland, C°stabill of the castell of Dunbartan, came to him, Being sitting on ae staine on the sands at the weirend, neir the Penmouth venall, attending the fisching till his schot sould cum about, Having in his ae hand a pistolet, and in his uthir hand a grit knottie staff, and thair, w^tout ony mentioun maid be word or deid, struik the said Hendrie w^t the said staff thrie severall straiks on the heid and hand, and thairw^t brisit his heid and bled his hand; and gif he had not been thaireftir haldin be Mathew Houstoun had aither schot or striken him w^t the pistolat. [Stewart sent for, but refuses to come. Instructions given to apprehend him when he comes within the burgh.] Assault by a soldier.

DUMBARTON CASTLE, (WEST SIDE,) ABOUT 1656.

1632. June 4. 4th June 1632.

Renfrew.

Cºplaint again Renfrew to be sent to the Cºvention of Burrowis.

The burgesses ordered to assist the pʳeist and baillies in the apprehension of Stewart before mentioned. He appears on the 18th, and asks pardon.

The Marches.

Perambulation of the common mairches of the tounis muir to take place betuix and the last of Junij.

Sept. 17. xvij Sept. 1632.

Patrick Colquhoun being deadlie sik, and at the poynt of death, craves pardoun for the wrang done be him to the toun.

Sept. 4. Quarto Sept. 1632.

A recusant councillor.

The qᵗʰ day, anent the wordis fallin out in the tolbuith this day, being sittand in counsall, betuix the pʳeist, Johne Sempill, and William Colquhoun, The said pʳeist desyrit the baillies and counsall pᵐᵗ to tak order wᵗ the said William Colquhounis cᵗempt, wrang, and misbehaviour, alledgeand that, first, he being warnit yesternyt to cºvein this morning at the warning of the bell, came not till he was of new chargit be the officer, and cuming then to counsall eftir varie schort sitting, desyrit to go out to his scheiring; and being hinderit and commandit to stay, fell in angir thairfor, and said he wald not stay, being his harvest day; and vpoun sum words fallin out betwix them, said to the pʳeist wᵗout reverance, It is not trew, and that he had sein him als druken as the pʳeist said he was. The said William being removit up aboune, and keipit till xij hors, and thaireftir being sent for and cuming doun againe, cºfessit he was sorrie that he refusit to stay, being desyrit, and nixt sorrie that he callit the pʳeist, being his magistrat, in sik terms, albeit provokit thairto be the words utterit to him be the pʳeist. To crave the proveists and magistrattis pardoun, submit to an unlaw of ten lib., and then thay would receive and shake hands with him. Qᵗʰ ordonance he obeyit.

Sept. 27. Vigesimo septimo Sept. 1632.

Assault with arms.

Anent the complaint maid be Johne Pitallo, sayler and tymmerman in this burgh, againe Johne Cochrane, servitor to Sʳ George Elphinstone of Blythswood, knʳᵗ, justice clerk and captaine of the castell of Dunbertane, alledgeand that the said Johne, wᵗout ony mentioun be word or deid, followit him on horsbak on the xxi of this instant, he being passand fra this burgh toward Glasgow in peceabill and quyet maner, and thair on the hieway lichtit aff his hors, and schot the hors fra him, and drew his sword, and wᵗout ony words struik at him dyvers straiks thairwᵗ, to have taen his lyffe, and cuttit his hat thairwᵗ, being on his heid, and declarit he wald have taen his life, gif he had not cravit mercie on his kneis; and now this daye, he being working at James Smollat and Johne Buchanan's schip, The said Johne Cochrane, be way of provokaᵐᵉ, came to the said schippis syd wᵗ the sword and a paire of braisen pistollis at his syd, chargit wᵗ powder and bullets, And desyrit the said pʳeist and baillies to tak ordor wᵗ him for the said wrang, and for beiring of chargit pistollis oppinly on the streits and calsey of the burgh, contrair to the actis of Parliment. Cochran being apprehendit cºfessit meeting Pitallo at Colquhouns, and striking him wᵗ the braidsyde of his sword ae straik, but said it had bein reported that Pitallow said he was ae baise knaive. As for the bearing of pistollis, he was out to poynd victualls for the castell, and tuik them for that purpose. The pʳeist, &c., order the

1632. Sept. 27. pistollis to be c°fiscat, and decern for an unlaw of ten lib. for beiring of them, and five lib. for the wrang dune to Pittallo, whose pardon he is to crave on his kneis.

October 16. Sextein Oct. 1632.

Elphinstone (James) br° to the justice clerk, and Stewart, constabill of the castell, enter themselves as caution for Cochrane, and propose a conference w^t the magistrattis for the settlement of the disputes between "the townsmen and the castle men."

October 30. Penult October 1632.

Proceedings anent James Gairdner, cordonar, for selling his leather privately to Robert Denestoun. Private bargain.

Dec. 8. Tertio Decr^s 1632.

It is c°cluidit that the p^veist or ony uthirs going eist to Ed^r, sall go speik the byshop of St. Andrews c°cerning o^r kirk and the planta^un thairof, now vacand, according to the p^ticular spoken of, and to do thair best for furderance thairof, for the glorie of God, weill of the burgh, w^tout uthir respect. Kirk vacant.

Action of improbation passed from against certain parties for encroachments on the commoun mure and other toun lands.

Dec. 21. Vigesimo primo Dec. 1632.

Proceedings taken anent the appointment of Mr. Robert Blair as successor in the church to his umq^ll brother.

1633. January 22. Vigesimo secundo Jan. 1633.

Enquiry into the conduct of James Gairdner, cordonar, who had threatened "to do the craft all the evill he could, and as lait deikin refused to give satisfaction anent his key and craft box." Craft squabble.

Anent the controversies betuix this burgh and Johne Buchanan "regairding his grit tenement of land, q^lk anes belangit to the abbacie of Kilwinning, it is agreid that he sall pay to the toun aucht scoir punds for a feu charter and precept." Abbey of Kilwinning property.

January 30. Penult Jan. 1633.

William Nobill of Ardardaen cannot ryd eist to seik admission for Mr. Robert Blair, and David Watsoun hes the gout, and dow not ryd; thairfoir thay ordain that the p^veist sall ryd himself, baith on that and the Renfrew business. The Kirk.

April 13. 13 Apryl 1633.

The p^veist having raid to Ed^r, and waited long there and at St. Andrews, for the coming of the Bishop of Ross, now Archbishop of Glasgow, but quha came not, and the council heiring he is now in Ed^r, ordain the p^veist and William Nobell of Ardardan to proceed again and confer with his l°ship for a favourable admissioun to Robert Blair, Thay ordaine the parochiners and inhabitants of this burgh to be chairgit to c°vein in the kirk on Furisday nixt, for choising certaine p^sounis to mak ae exact roll ffor the taxa^un for repair of the kirk. Waiting on the bishop.

May 7. Septimo May 1633.

Johne Sempill served heir to his father. Challange maid from the bar and tolbuith windo, and assyze constitute and sworn.

May 13. Die decimo tertio May 1633.

Proceedings taken against several parties for selling salmon to unfreemen and merchants befoir bringing them to the Croce. Unfreemen.

1633.
May 14. Decimo quarto May 1633.

Johne Dow M'Farlane undertakes to prove that a horse in Walter Williamsounis hands was stollen fra Johne Oig M'Virrochis. Horse stolen.

May 20. 20th May 1633.

George M'Farlane, "at the chappell of Glenfruin," receives bak the hors, and refunds the purchase money to Williamsoune.

May 23. xxiij May 1633.

James, lord of Kintyre, Colin Campbell of Barbrak, Duncan Campbell of Carrick, and others, made burgesses. New burgesses.

August 1. First August 1633.

Sir David Cunnynghame of Robertlands, James Herries, m^r jewellar to his Matie, and others, maid burgesses.

Sept. 3. Third Sept. 1633.

Johne Sempill, as com^r to the Cn^von of Burrowis, halden at St. Andrews, makes his report of the actis and matirs considerit and maid by the said conventioun in manner following, viz., ffirst, Ilk burrow ordainit to writ in the common poist buik the report of the g^nall missive, undir the paine of xx lib. Convention report.

Item, ilk burrow ordainit to send w^t thair commissioners mair exact diligence in restraining outland burgesses foirstalling and regratting sellers w^tout libertie, and unfreemen vsurping frie liberties. Outlawed burgesses.

Item, Ilk burgh to portionat of new the xi act of the last g^nall c^oventioun haldin at Montrois, maid anent protecting of monopolies, &c., &c. Monopolies.

Item, It is ordanit be the haill burrowis that ilk burgh sall receive and caus be taucht in thair gramar schoolis, The rudiments and gramars laitlie set furth be Mr. David Weddirburne, in all tyme cuming, and to begin at Michaelmas nixt, in this instant yeir of God, and ilk burgh ordanit to tak a number of them, and this burgh ordanit to receave fourtie, ffor the q^lk the reportir hes given his bond to receave the same betuix and the aucht of Octobir nixtocum. Payit of the grammar iiij^sh, and the rudiments tua^sh. Wedderburn's grammar to be taught.

Item, It is statute and ordanit, That na frieman sall have or be p^tner w^t ony unfrieman, aither skippar, mariner, or merchand, naither in schippis nor in guiddis, vndir q^tsumevir cullor, and thois that ar alreddie to furth themselffis betuix and the nixt g^nall conventioun. Freemen.

Item, Anent the complaint of this burgh agains the toun of Renfrew ffor suffering a numbir of unfriemen w^tin thaime, to usurp the libbertie of frie burgesses, The reportir declairs, That in respect the g^nall clerk had lostt the names of the p^tounis c^oplenit vpoun, and that the toun of Renfrew thair diligence producit was not fund relevant, Thairfoir the burrowis hes ordanit this burgh to send the haill names of the p^tounes c^oplenit vpoun to the agent of new againe, To the effect the agent may send the same to the toun of Renfrew, quha ar ordanit to raise this vpoun the new act of P^tment againe the said p^tounis, and caus chairge them thairw^t, and gif thay suspend, to deliver the samyne againe the nixt g^nall c^oventioun, vndir the paine of j^e lib. Complaint against Renfrew.

Sept. 7. Sevint Sept. 1633.

Forsameikill as William Colquhoun in Kilpatrick being challengit this day, at the instance Forestalling.

1633. Sept. 7. of procurator fischall of this burgh, and c°plenit vpoune be him for foirstalling and regratting of cornes and aittis, cumand in be sey w^tn^ the river of Clyd, speciallie at Kilpatrick, be buying of dyuers and sindrie barks and boitfull of aites be him and his p^t^ners, be geving arles and goodis pennies, and thairefter, befoir receit, or delyuerie, or missiring the said corne, selling the same ower againe to uthirs in that same plaice, and w^tn^ the said veschels, taking sex shillings or thairby of vantage of ilk boll. Ordanit to pass in ward till he find cau^n^ to byde the issue of ae assize.

Sept. 16. Decimo sexto Sepr. 1633.

A commissioner appointed to meet with the lords of erectioun, prelattis, and beneficed persounis of the abbacie of Kilwinning, to gainsay the taxation of the kirk of this burgh and the kirk lands. The Kirk.

Sept. 26. 26th Sep^tr^ 1633.

Alexander Hendersoun hes writtein to the p^v^eist, q^r^by thay have sein that thay need not luik for him to be minister of this burgh. Thairfor all in ae voice no^lat^ Mr. David Elphinstone, present minister of this burgh, the meetest man to present to the kirk and benefice thairof, gif this burgh and he can agrie for provision of a second minister. The leist p^v^isioun for the second minister for the spaice of tua yeirs efter his entrie to be four hundreth merks, and thairefter, be advice, &c., not exceeding fyve hundreth merks. Alex. Henderson.

October 1. Primo Octobris 1633.

The q^lk^ day, be advyse of the haill burgesses c°pearand, It is statute and ordanit, That the haill faires of the burgh, baith Patrikmas, Lamas, Midsumer, and uthir faires of horss, cattell, scheip, nout, and siklyk, be keipit and halden w^tn^ this burgh at the Townheid, on the calsey, and ordaine the dykes to be biggit sufficientlie be the awners, and the toun to help the comoun lyttal venalls thair and vissit the saime. Burgh fairs.

Price of goods fixed. Ale, sextein pennies the pynt; beir, twentie pennies; aquavytie, twa merks; maltmen to dry their malt sufficiently; tallow, xl^sh^ the staine—naine to be transported; green hydes not to be sold to unfriemen; fleschers not to fix prices for their meit befoir mercat tyme. Tallow not to be sold to unfriemen befoir tua hors efternoon. Candill 4^sh^ pound, when maid with tow wik, and fourtie pennies when rag wik. Price of goods.

Thay statute and ordaine that the staiblers of this burgh, and all uthirs q^ua^ hes been in use to hyre horss, have and keip horss for serving the kingis leiges to ryd vppoun, alsweill thay dwelland in landwart as w^tn^ burgh, and ordaine them to have auchtein penies for ilk myle going and returning, besyd the chairges of the hors and boy, gif thay stay all nyt, and gif thay stay langer nor sex dayes in thair going and returning to and fra Ed^r^, to pay sex^sh^ and 8^d^ for ilk day thay stay langer. Robert Brounsyd appoynted to get and hyre the hors to strangers and uthirs, and to have a feall off ilk hors hyrit be him, to wit, xvi^d^ of the pound of the hyre. Act anent stablers.

October 14. Decimo quarto Oct. 1633.

The magistrattis and haill burgesses and inhabitants to go out and meit the guiddis cuming to the faire, and c°voye the saime to stand at this burgh on Wednesday nixt, as thay sall be warnit be the officer, or be sound of drum, to the effect the mercat may be haldin at this burgh on the sext of this instant. Fair.

1633.
Dec. 14.

Fourtein of Dec. 1633.

George Lord Setoun, Sir Johne Maxwell of Netherpollok, and uthirs, maid burgesses.

Dec. 16.

xvi Dec. 1633.

Laird of Greenock.

Forsameikill as —— Cunynghame, lait p^r^eist of Glasgow, and Patrick Bell, burgesses thairof, be thair lettir daitit the 14 of this instant, delyuerit this day to the p^r^eist, that the laird of Grinok is p^s^ing ae signator for erecting Grinok in ae burgh of baronie, w^t^ ae mercat daye ilk Setterday, and twa faires in the yeir—ane in July, and ae uthir in No^v^, w^t^ ae frie port, w^t^ customes, tolls, and dok maills, with powar to mak baillies, clerk, and uthir m^bres^ of court, and to have ae tolbuith, and power of pitt and gallows, w^t^ uthir g^n^all priviledges grantit to uthirs of that nature—desyrand that the same may be stayit and preventit; and thairfoir thay ordaine that the lettir be directit pn^tly^ to Renfrew, to acquent the p^r^eist, baillies, and counsall of Renfrew thairof, that thay may send thair commissioners for staying the passand thairof, and c^o^cluids that the p^r^eist ryd w^t^ all diligence to Ed^r^, and to do q^t^ he can to hinder and stay the saime, and that on the charges of this burgh, and ordaine the Th^er^ to give him x merks till he return and mak his accompt.

1634.
Feb. 1.

Primo Feb. 1634.

Disturbance in the Booths.

Forsameikill as William Makkie cam to Johne Craigies buith, q^r^ William Colquhoun was, and thair, efter certain words, Colquhoun maid to be at him, but was held bak, when Makkie said, q^t^ wald thou be at, druken dyvor, I sall put a knyff in thy bellie, Q^r^upoune the q^lk^ William Colquhoun caist a lyttill mell at hym, q^lk^ he gat in John Craigies buith windo, q^lk^ missit him and hat the lyntill of the buith door; and thairefter thay enterit in grippis in Makkies buith. Unlawit.

March 10.

Decimo March 1634.

Dumbarton v. Greenock.

Q^r^as the lord of Lorne writ to have a meiting w^t^ us for settling the particulars betuix this burgh and Grinok, according as o^r^ comissioners comun^t^, And the p^r^eist being com^r^ (at that tyme absent), now p^nt^, declairs the cu^m^ing he had was that Grinok sould be c^o^tent in his signator; It sould be declairit that no^t^w^t^standing Grinok was erectit in a burgh of baronie, yit it sould have na libertie to enjoy ony priviledges belanging to frie royal burrowis, c^t^rair the lawis and actis of P^l^ment; nor sould pretend na ryt to the wattir of Clyd customes, and deuties thairof, In ony sort.

And thairfor, gif his l^o^ be written to, To schaw the p^r^eist is come hame lait on the viij of this instant, bot cannot be certain of his awn dyet, being to ryd fra hame.

Thay ordaine a letter be sent to Grinok, to desyre him, in respect the suspensioun of doubill trublance be this burgh and be Renfrew for the pettie customs is being discussit, to caus his men in peace and law pay bygane customes sen the raising of the suspension.

March 14.

14 March 1634.

Banished for lying.

Margaret Hamilton banist the toun for lying, in sae far as she socht help to bye a murning sheit for hir deid bairne, when sche had no bairne deid.

A meeting appointed with Grinok anent the customes, bot cannot give in to his request to let the bygane dues abyde the issue of that meiting.

1634. March 21.

Vigesimo primo March 1634.

Comissioners appointed to meet with Archibald lord of Lorne anent the Grinok matter.

May 13.

Decimo tertio May 1634.

In regaird of the difficultie thay find in the situa^on of the houss of the hospitall by the q^ntheilling of the kirk-yaird, w^t c^sent of Johne Barclay, massoun, q^a is heving staines, Thay think guid to discontinue the wark and dissolve the massounis, till thay resolve thair doubtis w^t the laird of Buchanane, Becaus thay heir the laird is to be at hame about Witsunday nixt, and in the meintyme the said Johne Barclay declairs he and his men will go to Perstoun brig and uthirs till he be advertisit efter the terme of Buchanan's hame-cuming that thair doubtis be resolvit. The Hospital.

Thay c^cluid that in respect the buriall of the laird of Drumquhassill is to be on Fryday nixt, That in respect the magistrattis ar written to, That William Nobill of Ardardane, Mr. James Campbell, Thomas Fallisdaill, James Smollat, Walter Watsoun, &c., &c., ryd thair w^t the magistrattis, and the officer to warne thaim thairto. Burial of the Laird of Drumquhassill.

June 9.

Die nono Junij 1634.

Collectors of pettie customs complain of the peopill at Finlayston. The p^reist and twentie or xxiiij burgesses to set out and obtain redress.

June 23.

Vigesimo tertio Junij 1634.

Nae mair bot ae ventnar to ryn quhyt wyn, and to cast the dyse amang themselffis q^un sall begin and follow. Wine and dice.

The vissitars report, Thay faund the wattir wark in grit danger of undermynding and breking throuch, gif it be not preventit, and lykwayis that thay find that the wattir of Levin above the haill bulwark is weirin in sa far by the bulwarks, that gif it war to thair opinion fourtie fit farder, it will be unrecoverabill, Thairfoir thay think guid that the p^reist speik or writ to Johne Stewart in Beith, m^r of wark thair, to cum and vissit the saime, And gif his opinion how it sall be preventit, for the q^lk he is to be satisfeit be the toun out of the moneys dew to the said wark. Water work in danger.

And for the bulwarks beneth, ordain the saime to be reparit w^t diligence w^t faill and staines, and ordaine Thomas Fallisdell to be m^r of wark. And requestes the p^reist to speik the men of the kerss q^a biggis dyks thair to cum heir, and agrie w^t tua, thrie, or four of them, as he best can.

Thay think necessar that thair be ae drumer feit, and ordaine that for his feall ilk burgess of the first rank pay nyne^sh the yeir, ilk ane of second rank sex, and ilk ane of the third rank thrie^sh. And seeing the p^reist declairs that thair is ae tailyeir a gud drumer in Lynlythgow, thay c^sent gif he be feit, he sall be maid burgess frelie, and have ae stand liveray claithes of the toun, and the toun to declair him frie w^t the craft for a yeir. Drummer to be feed.

xx merks to be paid to Johne Mitchell for calseying four ruids odds.

Johne Sempill chosen com^r to the convention of burrowis at Ed^r, and to tak heid that in Grinok's burgh of baronie claimit to be erectit the signatar beir p^risioun speciallie that it sall not pretend ony ryt to the customes, ankarage, and uthir privileges of Clyd belanging to this burgh, in case the lordis of exchakkar ordaine it to be erectit. [Among Greenock.

1634. June 28. other moneys to be given him in charge "is twelff pundis to by Weddirburnis grammar and rudiments."]

June 26. 26 Junij 1634.

C°venit p^r^eist, baillies, and counsall, and ae grit pairt of the co^tie^. Forsameikill as this burgh hes warit grit soums and expenss in maintaining and defending thair priviledges, liberties, and customes in tyme bypast, and that thair comoun guid is not aibill to maintain everie pley that aryssis daylie c°cerning the same, Being hinderit by dyveris nobillmen and gentilmen to tak up the customis, Thairfoir The saids p^r^eist, baillies, counsall, and co^tie^, for thaimselff and in name of the haill co^tie^ present and to cum, Inactis thaimselffis to defend the rytis, privileges, liberties, and customes, and imunities of this burgh to thair uttir powars, and to c°tribute to thair powars to maintein the saime w^t^ thair guiddis, be the syt and determ^nun^ of the p^r^eist, baillies, of the counsall p^nt^ and to cum, quhan as thay find it requisite. Burgh privileges.

June 27. 27th Junij 1634.

Proceedings against the master of a Dutch ship for breaking the arreistment put upon his vessel, in consequence of carrying Scottis salt butter away with when in Levin on a former occasion, and thereby raising the price of the butter. Denyit he was arreistit to his knowledge, only the p^r^eist desyrit him to stop till the Monday. Ordered to find caution to lieff his victualls and butter, and naways transport the same out of the kingdom. Exporting goods.

July 21. 21 July 1634.

Edward Stewart from Beith having vissited the wattir wark, declairs he wald require for working at the bulwarks sex lib. x^sh^ for himself and four lib. x^sh^ for ilk of his sones weiklie. Thay agrie to give him sex lib. and four lib. to his sones weiklie, and pay thair expensis in cuming. Water work

July 24. xxiiij July 1634.

A number of fyschers unlawit for selling fische befoir bringing it to mercat.

August 12. Duodecimo August 1634.

The ferriars at the wast braid ferrie of Clyd hauing ferryit w^t^ ae unsufficient boit, and this day thairby put the p^r^eist and minister of this burgh in hazard of thair lyff, giff God had not bro^t^ thaim to schore. Cautioned and actit thaim nevir to repeat the lyk. The ferry.

August 22. 22 Aug. 1634.

Dispute regarding an agreement for a boit to the Isles to be freighted here, and return with sundrie commodities—xl merks a month and xl lib. of bountye.

A companie of Irische beggars ordered out of the toun.

Nov. 12. Duodecimo Nov^rs^. 1634.

The tounis advocatt to do quhat he can to get the actioun of reduction and improbatioun discussit and endit between this burgh and Glasgow.

Nov. 18. Decimo octavio Nov. 1634.

William Robsoun being charged w^t^ saying when in ward that "slavering —— not wordie to be baillie—yea, not worthie to dicht schoone—had put him in ward, and he sould byd thairin." Unlawit fourtie lib.; [and on the 22d, when he resisted the stokkis, his freedom ordered to be cryit doun.]

1634. October 24.

24 Oct. 1634.

C°perit Robert Cuthbertson, tailyear and drumer, and bond and obleist him to serve the said burgh as thair drumer for the space of ane yeir to cum, to stryk the drum evening and morning daily, viz., at sex hors at evin, and four hors in the morning, And at all uthir occasionis, as the said burgh hes done or sall enjoin him, dewlie and sufficientlie, and effec^tie, as the use is of uthir drumers serving in ony uthir burghs, and nawys to absent himself furth of the s^d burgh, fra the said service the s^d space, w^tout leiff had of the magistrattis and counsall. Ilk burgess of the first rank to pay at Yule and Pasche proportionallie nyne shillings; ilk ane of the second rank sex^sh; and ilk ane of the third rank thrie^sh. The s^d Robert to be himself collector, and to be frie of his craft. A drummer engaged.

1635. March 2.

Secundo Martij 1635.

It is c°cluidit, Eftir the visita^un of the ruiff of the tolbuith, and the samyne being fand altogether ruinous, Thairfoir it is ordanit That w^t all diligence The p^reist and baillies caus warkmen entir and tak aff the sklait and lath, and mak the same anew. And becaus the comoun kist must be removit, It is c°cluidit that the s^d comoun kist be tane and put into Dauid Watsoun, clerk, his house and dwelling, and that the haill auld evidents, and speciall writtis, and siklikes thairin q^lk ar not comonlie usit, be put into ae box w^t tua lokkis be thaimselffis, and the said box to be set w^tin the kist, and the keys of the said box to be gevin to———. The Tolbooth ruinous.

March 6.

Sexto March 1635.

The cowpers petition for and obtain letters of deikenrie on payment of ane hundred merks money at various dates. Letters of Deaconry.

The weavers and hammermen also petition for, and receive letters of deikenrie on similar payments.

April 1.

Primo Aprillis 1635.

Johne Sempill makes his report anent the actioun depending between this burgh and Glasgow. The tenants and possessors of the tounis comoun lands to be warnet to renew at Witsonday nixt. Those furth of the kingdome alreddie warnet at the schoir and peir of Leyth. Summons of suspension raisit againe Glasgow for the customs and the import taine off the freemen of this burgh. Action between Dumbarton and Glasgow.

April 18.

Decimo tertio Aprilis 1635.

The p^reist, baillies, and counsall c°venit, hes statute and ordanit that thair be ae wapounschaw of this burgh and territorie, vpoune Wednesday the xx Maij nixt, and ordaine all within this burgh and territorie to prepare thaimselffis in armis thairto, c°form to thair ranks and estattis and actes of parl^mt, ilk person vndir the paine of ae unlaw; and ordaine ae ansenye to be coft and maid of red, blue, and quhyt, c°form to the act maid the 22 of June 1627. Weapon-schaw to be held. Ensign to be made.

April 28.

Vigesimo octavio April 1635.

Margaret and Agnes Watsoun accusit for transgressing the actis be taking tua s^h for the pynt beir and twentie pennies for the pynt aill. [Other 12 women tryet at same time for similar offence. Some c°fessit, others clengit be thair aith, and these found guilty unlawit, their guidds to be poyndit for the amount.] Women tapsters.

April 29.

29 Aprilis 1635.

The laidill dewtie, pettie customes, misserage, weyage, assize boll of aittis, beir, and siklyk Petty customs let.

1635. April 29. small guidds w^{tn} burgh, and cumand w^{tn} the reiver of Leuyn, w^{t} the ankorage of small bottis w^{t}out mastis, let to Johne Clerk, wryt, for ane hunderith and sextein pundis Scottis.

The import w^{tn} burgh and water of Levin grantit be his Matie for the water wark, set to Robert Sempill, fyscher, for twentie ane pundis ten shillings.

The grass of the Braidmeadow, let for fourteen pundis sex shillings. Braid-meadow.

The pettie customs in Clyd, set for ae hundred merks.

The pettie customs and import of horss and guidds, set to Johne Lindsay for foir scoir punds.

May 14. Fourtein May 1635.

Johne Sempill declairs he is this day to ryd to the Carss, and as thay heir the Lord Bothell is in Ed^{r}, they think meit the said P^{r}eist ryd in to Ed^{r} to speik w^{t} his l^{o}, and to tak the best cours he can for getting that thousand pund awand to the hospitall be umq^{ll} Sir George Elphinstoune and his cau^{nrs}, and the fyve termis annuals bygane w^{t} sameikill of the expensis as he can, and to deill arnestlie w^{t} his l^{o} for this effect, aither be payment or securitie, and to let his l^{o} see that instrument q^{r}in Gabriell Cunynhame refusit to give onything bot the pr^{all}. Hospital.

May 30. xxx of May 1635.

The P^{r}eist, bailies, and a nomber of other p^{s}ouns to gang the morne and ryd the haill marches. Riding the marches.

In consideration of the rise in the price of victuall, speciallie the beir and malt, a visitation to be maid in the efternoon of the aill and beir, to test and, if worthie, to increase the price. Rise in beer and malt.

June 1. First day of Junij 1635.

Having heard that the sheillings erecit on the Muir, and cast doun at the last marching, ar erecit of new, they ordaine a number to go and cast the same doun againe, and agrie also to tak civil actioun thereanent. Encroachment on Muir.

June 17. xvij Junij 1635.

Anent the c^{o}plaint maid be Johne Wallace againe Finla Clerk, wabster, for spiling of certa^{e} linen claith to her in the weiving—to wit, threttie sex ellis, Q^{lk} threttie sex ells sche seeing spilt caust vissit the same, and cut it out of the lums, and gave the rest to Johne Biggar, q^{a} maid sufficient claith thairof, and p^{d}ucit the same in judgment to be vissit and sytit, And the P^{r}eist and baillies put the same to the knowledge of John Weir, deikin, and certaine uthirs of the wever craft. The ane claith is faund insufficient, the other sufficient. The fyrst worth 7^{sh} the ell, and the second nine^{sh}. Finla to tak his claith back and pay comp^{lr} nyne^{sh} the ell. Linen spoilt.

July. July 1635.

Catherine Denie and Agnes Bullsland accusit of raising a tumult. Catherine strack Agnes on the haffets w^{n} sche was sitting at hir sisters yett, and then each grippit ilk uthir be the hair, and was sinderit oppinlie be James M'Intyre. Unlaws declarit. Tumult

August 7. Sevint day of August 1635.

Caution given to the cowpars to mak their barrels c^{o}form to the acts of Prl^{mt} and of burrowis. Coopers cautioned.

August 19. Decimo nono Aug. 1635.

In respect it is c^{o}plenit Be the customers that the burgess and uthers q^{a} hes firlottis and peks, Lending measures.

1635. August 19. lends their missirs to thair prejudice to uthirs, q^r^by they ar damnifit of their custome deutie of the missirage, Thairfoir, it is statute and ordanit that nane q^a^ hes bocht firlottis and missirs lend the same to uthirs to the prejudice of the customers, undir the paine of paying the doubill of the misserage and custome deutie.

Die sexto Oct. 1635.

October 6. The auld school yaird, now waist, to be croppit, and restorit bak to the burgh.

Sevint Oct. 1635.

October 7. In regaird of the bruit and rumor of the plaig of pestilence, The baillies and counsall inhibit and discharges that na lint, hemp, nor tow, be bro^t^ in herefter to this burgh till the plaig ceiss, As also discharges all p^r^ounis wth this burgh noways to resset or receave strangers till the magistrattis be acquent fyrst thairw^t^, vndir the paine to be punischt and censurit w^t^ all rigor, And ordaine publicatioun to be maid be sound of drum thairof, as the baillies caus^t^ do of befoir, and ordaine all unkuth beggars and uthir puir strangers to be removit out of the burgh, and the baillies to tak tryall thairof, and caus the same be dune, And because p^r^ounes and travellers uses to c^m^ to the mercat on Setterdays weiklie, ordanis tua to stand on Fryday efternoone and on Setterday all day ilk weik as thay sall be warnit, tua at the brig and tua at the colledge, ilk p^r^oune vndir the paine of xl^lib^ that beis warnit and failles, that gif straingers cumis thay may be stayit till the magistrattis be aquent. Act anent the pestilence.

Vicesimo Nov. 1635.

Nov. 20. The Counsall considering that the tolbuith is small, and requires repairs at ony rate, agrie to purchase certain adjoining property from Johne Buchanane. Tolbooth to be enlarged.

Sevint Dec. 1635.

Dec. 7. Johne Gilchrist, Th^er^, is ordained, vpoune the supplicatioun of Robert Cuthbertsoun, drumer, to pay him fyve pennies for upholding the drum, and his pains in the wapounschawing, and to the Mure in the perambuling the marches this last yeir. Upholding the drum.

The bigging and repairing of the tolbuith to be agried for w^t^ all conuenient despatch.

xiij Dec. 1635.

Dec. 13. Forsameikill as his Matie hes appoyntit justicis of his hienes peace throw this kingdome in ilk schyre thairof, and that the p^r^eist and baillies suld be justicis of peace wth thair awn burgh, Thairfor they have thocht it expedient that thair be c^on^tabills wth this burgh and territorie for keiping of guid ordar thairin, and punishing of wrangis as is in uthir burrowis, as was chosin of before in October 1611, and thairfoir hes electit the p^r^ounis following to be c^on^tabills thairin for the spaice of sex months nixtocum, Robert Glen and 4 others to the comoun guttar, Patrick M'Manus and four others fra the gnttar up to the Townheid; two others in the Cross Vennal, one in the Tounend, four others in different landart parts of the parish, viz., Langlands, Aikenbar, Gairschavok, and tua in the Grien. Constables in burgh.

Fyft of Jan. 1636.

1636. January 5 The schoone maid in this burgh being bad in baith sewing and leddir, and not being vissited be the deikkin of the craft, the P^r^eist had to vissit the schoone mercat on Setterday, q^a^ he caussit Shoes to be inspected.

1636. January 5. the officer challenge — pair of single sollit schoone [from a number of cardonars], and confiscat the same for the use of the pure. The deikkin declared in the unlaw of xx^{ch} by and attour the schoone confiscat, and under unlaws to look after his craft in future.

Becaus the dewties belanging to the alterages is taine to the weill of the schoole and the prebendarie of the colledge, q^{r}into this burgh hes ryt, is imployit also to the use of the schoole and school^{mr} of this burgh, and that now the tak of the prebendarie is expyrit, and that thay are informit the minister of Bonyll Intends to p^{sew} for the rest of that prebendarie, alsweill as for the sex bolls his p^{d}cessor got thairof, Thairfoir Thay ratifie all ryts maid of the said prebendarie to the said schoole heretofor, and ordaine the saime to be defendit againe the minister of Bonyll and all q^{a} claim entrie thairto. The College.

January 11. Undecimo Jan. 1636.

Thay ordaine the silver bell that was maid for the horss raiss, seeing the horss raissis is ceissit this lang tyme, to be put up in the comoun kist q^{ll} new occasioun. Anent the Race Bell.

The q^{lk} day, in respect thair is not now ae baxter in the burgh, seeing Johne Morisoun is faillit, Thairfor thay c^{o}cluid that ane be socht w^{t} diligence, and for the bettir obtaining of a gud baxter, Thay c^{o}cluid to caus big the baxtir ae sufficient oune on the touns chairges, and to pay the first yeir's maill of his baikhous, and to be maid burgess also gratis. Seeing thair is no uthir of his craft, and becaus Robert Watsoun declarit he spak Duncan Watsounis son in Stirling to be a baxter, Thairfor ordaine the said Robert to writ to him to know gif he will be c^{o}tent to cum on the s^{ds} c^{o}ditionies. A baker to be imported.

January 18. xviij Jan. 1636.

Forsameikill as the magistrattis, minister, and elders of this burgh c^{o}venit in this sessioun in the kirk of this burgh, on the 14 of this instant, In respect the burgh is trublit be straingers and vnkuth beggars and the pure of this burgh damnifeit, Thairfor thay thocht it best that the magistrattis sould caus put the Acts of Parliament againe abill and sturdie beggars to executioun, q^{r}by unkuth pure resort to thair awn parochins, and the pure of this burgh and paroche be helpit and bettir maintenit, and to this effect that the magistrattis sould caus set down ane stent roll vpoune the inhabitants and burgesses of this burgh for a monthlie c^{o}tributioun to the poore, to keip them fra begging. [Stentmasters chosin.] Strangers and uncouth beggars.

Taxation laid on for the repair of the kirk to be got in, and a collection appointed with a feall.

The Laird of Buchanane writes that staine, lyme, sand, and uthir materialls for the hospitall ar reddie, q^{r}by the maissons may entir the first of Marche. An overseer to be appointit to attend to the wark. Hospital.

Law to be put into exec^{ss} againe Drumakill for that thousand punds, and againe him and Fulwood his cau^{sr} for aucht hunder merks awand to the hospitall.

Feb. 1. Primo Feb. 1636.

Item, That thay caus mak a pair of bogies of ae grit gaid of Irne, and sex irne schikills to ryn thairupoune for keiping malefactors in regaird of the waikness of the Tolbuith. Bonds for keeping malefactors.

In regaird the mure is vnproffitabill to this burgh thir monie yeirs bypast, Thay ordaine the muir to be ropit and set for the weill of the toun to him qua will geve maist thairfor, C^{o}form to the actis of the burrowis, and as the toun and the takkar sall agrie. Muir to be let.

1636. Feb. 1. Outland burgesses to mak thair residence in the toun. Proclamatioun to this effect to be maid at the Mercat Cross. Burgesses to be resident.

Renge to be maid for trying the meill brocht to mercat whether ther be dust in it or not.

Feb. 16. Decimo sexto Feb. 1636.

Alexander Gairdner having biggit a gavill unsufficientlie, and w^h had fallen w^tn the houss, to big the same perfectly, on his awn chairges.

April 2. Secundo Aprillis 1636.

Proceedings anent the pettie customs of Clyd, Glasgow to be resistit, and also the merchands who in dependence of the plea betuixt the burghs refused to pay. Glasgow to be resisted.

[Note pinned to the minutes.]

"To the Provist and luffing friends,—Pleass you, my Lord of Lorne hes burdenit me in sending of Robert Gays (or Galley) to be Imprisoned in the Tolbuith, Sua thois ar desiring you to possess him and put him in closs ward, Till you heir farder of my lords will, And sa I c^ot you to God.—Your luffing friend, Letter from Macaulay of Ardincaple.

"W. M'AULAY of Ardincapill.

June 30. "Kilmaronok the last of Junij 1636.

"To my luffi^g friends,

"The Provist and baillies of Dunbarta^n."

July 1. Primo July 1636.

The magistrattis receave from Blair of Fynik and Buchanan of Spittal, and committ the said Robert Gawys to the eister chalmer of the Tolbuith, and ordaine the Tolbuith to be watchit be tua of the burgh nytlie.

Sept. 2. Secundo Sept. 1636,

An action brouht against the burgh for going out against the master of the schip callit the Quhyte Fedder of Amsterdam, boddin in feir of weir, and schooting at him when sailing in Clyd, and carrying him as prisoner in to the toun, It is agreid that the expensis be borne upoun the comoun chairge. Action raised by his Maties advocat Sir Thomas Hope, the persewers being the master foirsaid and tua burgesses—one of Ed^r and the other of Glasgow. Action against the burgh.

Sept. 19. Decimo nono Sept. 1636.

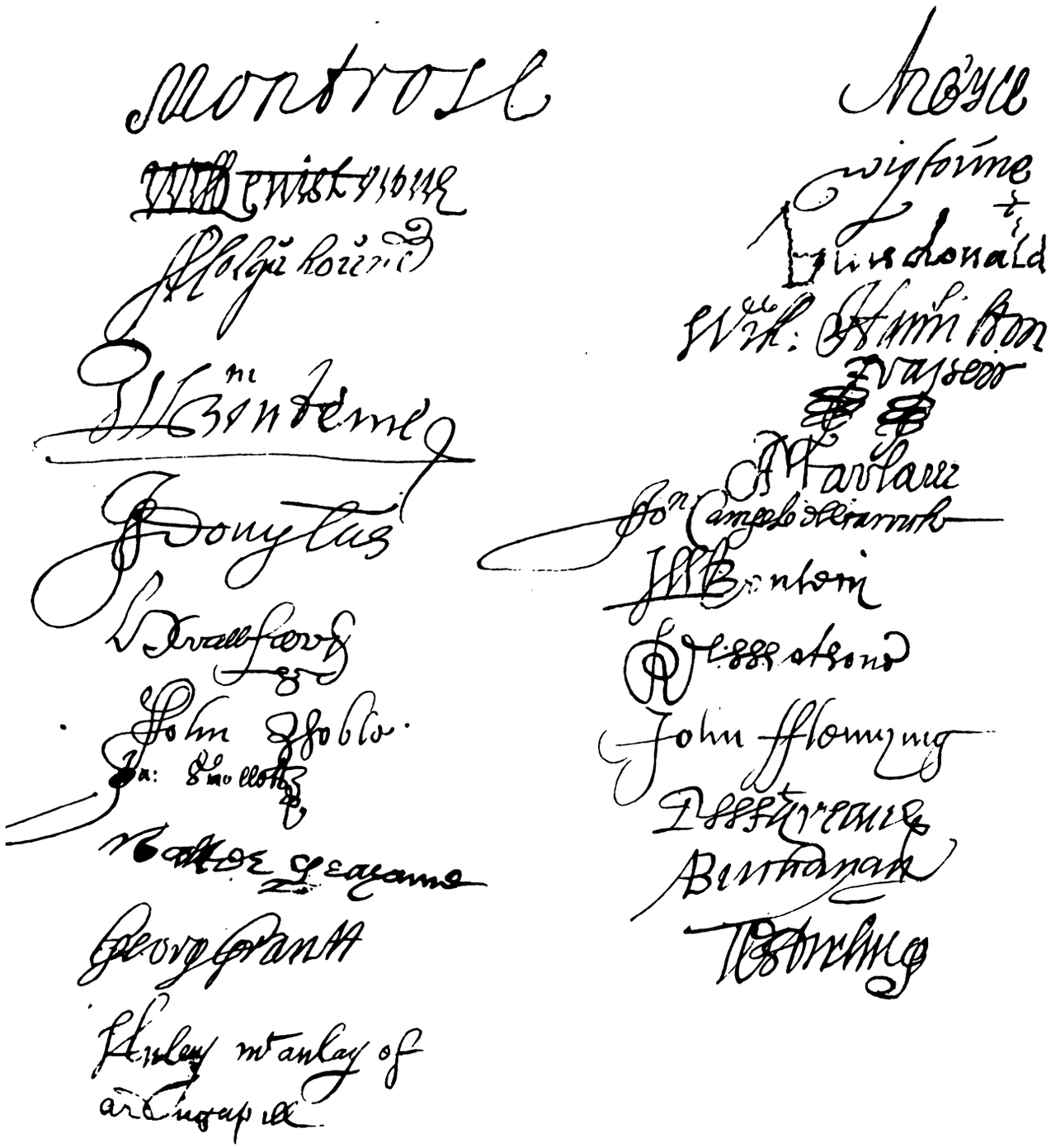
Item, To remember that in respect uthir burrowis be the keiping of their awn faires, and ar shreffis w^tn thaimselffis, and that the Duke of Lenox hes orgein to his Matie the haill ryt of the shereffschip of Dunbartane, Thairfoir it is thot guid that the meins be usit to get the office of sheriffship w^tn the liberties of this burgh and the customs of the faires w^tn thaimseffis. Fairs.

Sept. 24. Vigesimo quarto Sept. 1636.

The ryt nobill Charles Erle of Dunfermline maid burgess. New burgess.

Sept. 26. 26 Sept. 1636.

The q^lk day, in regaird that be the c^ofessioun of Janet Conell, spouse of Donald M'Alpine, tailyeir, sche gave a silver spoone of Johne Sempills, lait p^reist of this burgh, to Margaret Robsoune, spouse to Johne Mitchell [chapman] in Tounend, for ten^ds and a lyttil lok meill, Silver stolen.



AUTOGRAPHS From "SUPPLY" RECORDS. 1665 - 1684.

1636 Sep. 26 Q^lk the s^d Johne Mitchell c^ofessit he tuik to Ed^r to sell, and that he could not get the spoone bak nor nathing thairof fra the goldsmith, till he had a testimoniall of the lawfulness thairof, And that the s^d Johne Sempill declairs he wants sevin silver spoons stollen in the haill, q^rof fyve ilk ane weyand ae unce, and tua ilk ane weyand ae unce and a half, or thairby. Johne Mitchell commanded to pay twentie-four punds, the worth of the hall sevin spoons.

Oct. 4. Quarto Oct. 1636.

Janet condemend to be scurgit and banisht the toun for the above offence, and for stealing a peiss brown camlet.

Oct. 10. Decimo Oct. 1636.

William Anderson, sklaittir, as he declairs, was maryit on Bessie Martin the spaice of ten yeirs bypast, be Mr. William Arthor, minister at St. Cuthberts Kirk, Ed^r, and that the said Bessie, now being deliverit of ane lass bairne w^tn this burgh, and thairfor the s^d William desired his bairne to be baptizit be Mr. David Elphinstoun, and seeing he was a stranger unknawn, finds caution to give satisfactioun to the kirk concerning the s^d bairne, gif he be challengit. Marriage.

Oct. 15. xv Oct. 1636.

Robert Glen and James Weir, tua young boys, vpoune the Sabbath day (the 9th), in tyme of preiching, went in to Margaret Porter hir chalmir, in Robert Porterfield's houss, and stoll and tuik out thairoff, naine being in the houss bot thay, q^a oppenit the door, fyftie-sevin^th and tua pennies, q^rof xvij^th iiij^d was fand on thaim. Thay c^osent to refund this and the balance of the amount stollen, and for punischment ar orderit to be scurgit till thay bluid. Caution entered for future conduct. Sabbath breaking.

Johne M'Kynnie, for giving a lye to the p^reist, to be put in the stokkis at the Croce in tyme of mercat, and afterwards to enter service.

Oct. 24. 24 Oct. 1636.

Forsameikill as James Watsoun, baxter, burgess of this burgh, c^oplenit that notwithstanding he provyds flor and bakes quheat bread and uthir breads to serve the toun and uthirs resorting thairto, yit natheless men of uthir burrowis and dyvers uthirs sellis bread in the toun, aff the mercat dayes, that ar baiken in uthir places, to his prejudice, c^otrair to the covenant maid betuix the p^reist, baillies, and counsall, Fynds that be the form observit in uthir burrowis, it is not accusto^at that ony caryers of bread fra uthir places is sufficient to sell the same in uthir burrowis bot on the mercat dayes, in tyme of mercat and at faires, Thairfoir it is c^ocludit and ordanit that nane of uthir burrowis nor na uthir sellers of bread and unfriemen resorting w^tn this burgh, be suffered to sell bread in the burgh, bot only on the mercat dayes, to wit, on Tysday and Settirday, in tyme of mercat, viz., betuix ten hors befoir noone and tua hors efternoon, and at the faires, undir the paines to be carcerat and vnlawit, according to the magistrattis discretiounis, and ordaine the said baxter to tak heid thairto, and challenge the c^otraveners. Complaint by the baker.

Nov. 22. xxij Nov. 1636.

Com^rs to ryd to Ed^r for opposing the passing of the Glasgow signator concerning Clyd privileges, and q^lk had been stayed in the Lord Treasurer's hands till Dumbartane was warnit. Clyde privileges.

1636. Dec. 19.

Decimo nono Dec. 1636.

Expenses incurred on the preceding business :—

Item, Gevin out be the p^r^eist to Johne Sempill of Cloiss that he debursit to the boy he send to advertiess was passand, thrie punds : Item, To the s^d^ Johne Sempill of Cloiss' servand, for copying Glasgow infeftment fra the privee seill, half a dollar, xxiij^sh^ : Item, To Sr Luis Stewart, advocat, ane doubill angell, and to his servand a dollar, at xvj lib. 8^d^. : Item, To Mr. Robert Bruce, advocat, ane doubill pistoll, at nyne lib., and to his servand a dollar, at iiij^sh^. The Treasurer ordainit to pay the above. Expense of commissioner.

1637. Jan. 26.

xxvj Jan. 1637.

The p^r^eist nominated to proceed again to Ed^r^, to see the L^d^ Th^r^ anent the questionable matters betuix Glasgow and Dunbartane.

Feb. 27.

Penultimo Feb. 1637.

Provist Sempill reports that he had seen the Erle of Traquair, lord heich Tresurer regarding the signator passed to Glasgow, and had been shown a bond (without entry of registration) for preserving the immunities of the Duke of Lenox and this burgh. This the Council did not think sufficient, and concluid to raise a summons of reduction. Glasgow.

March 13.

Decimo tertio Mar. 1637.

The wattir wark in danger gif remeid be not provydit. Outstanding monies to be got in. Water work

July 17.

Seventien July, 1637.

Forsameikill as Doctor Duncan M'Lachlan is c^o^tent to mak his residence in this burgh, and to use his calling in the science of phisik, pottingerie, and chirurgerie heir, the burgh furnishing him ae hous and yaird to him to duell into, Thairfoir finding it necessar, and for the weill of the burgh and comounwealth thairof, to have him to duell thairin, The s^d^ p^r^eist, baillies, and counsall, c^o^descends to geve him yeirlie during his residence and remain^g^ in this burgh fourtie pundis Scottis money, for paying the maill of ae houss and yaird thairin, And ar c^o^tent that p^r^eist, baillies, and counsall mak indentur w^t^ him on the said termis and conditiounis, q^r^at the s^d^ Doctar M'Lachlane was c^o^tentit. [At the same sederunt the Doctor is maid a burgess, along with Johne Sempill the school^mr^.] A doctor feed.

August 7.

In the Tolbuith of Dumbartane, the sevint day of August 1637. C^o^venit Mr. James Campbell, p^r^eist; George Buchanane, Robert Watson, baillies; w^t^ Johne Sempill, Thomas Fallisdaill, William Colquhoun, Walter Watsoun, George Hall, Johne Campbell, Johne Porter, Patrick M'Claine, and William Nobill, p^t^ounis of the counsall.

The q^lk^ day, It is tho^t^ meit and expedient that at all the ordinar meetings of the magistrattis and counsall of this burgh, Thay sall begyn wy^t^ prayer and invoca^un^ to God, and to that effect do set doun a common prayer, and insert the same in a p^t^ of the buik, and to be red be the clerk at ilk meeting. Meetings to be opened with prayer.

[At the end of the volume is the following "Form of prayer to be vsed at the meeting of the proveist, baillies, and counsell."]

1637. Aug. 7. "O grit and glorious God, the supreme rewlar and governar of the warld, by quhois "ordinance and appoyntm^t judges and rewlars ar set to governe thy peopill aright, and to "execute vnto thaime justice and judgement, we, quhome thow hes callit to beir rewle over "thy peopill heir, humblie prostrat o^r selffes befoir the throne of thy graice, c^o fessing and "acknowledging not only that we are miserabill sinners, worthie to be judget of God for ewir, "bot also that we are of o^r selffes ruineit, and vnsufficient for the wark that thou hes comittit "vnto us. But as it hes pleisit thee out of thy frie and abundant mercie to p^vvd for us abundant "c^o sola^m against o^r sinfulnes in thy weil-belouit Sone the Lord Jesus, So hes thou gevin vnto "us ane infallible ground of hope that thou will be w^t us in the doing of thy wark, ffor thou "hast said that God standeth in the c^o grega^on of the mytie, and judgeth in the middest of the "gods of the earthe, and will be with thaim in judgment. And thairfor, O Father, We beseik "thee for Jesus Chryst, to pardoun and forgive us all o^r sins, and to geve vnto us so effectually "thy presence at this tyme, That we may behave o^r selffis as in thy presence, and prove thy "servantis indeed, seiking with singilness of chois the advancement of thy glorie and the guid "of thy peopill. Geve us wisdome and knowledge, that we may judge and discerne aryt of "such thyngis as ar to be handillit at this tyme; give us vnitie of heartis and myndis, That "as one man, w^t ane accord, we may follow that q^lk is plesing in thy sicht. Rebuik principali-"ties and powers, chaistise o^r spirituall enemies quha mixis thaimselffis in the plaice of judge-"ment for trubelling and marring of thy wark, and send furth the spirit of wisdome, and "govermente of zeall, and currage of prudence, and the feir of the Lord in o^r hertis, That we "may approve o^r selffis to thee, quha sall ane day judge us, and be blessed w^t suche success as "may redound to the glorie of thy name, the guid of thy peopill, and c^o fusioun of all impietie "and iniquitie in this plaice over the q^lk thou hast set us. Q^lk thinges and q^t ellis thou seis "we stand in neid of, we humblie crave at thy mercifull hands, in the merits and mediatioun "of Jesus our Lord, To quhame, w^t the Father, and the Spirit of graice, be all praise, honour, "and glorie for euir. Amen."

August 7. [Also] Sevint day of August 1637.

The vissitor to the meill mercat being careless, the meill is altogeddir unsufficient, being mixed w^t dust, and in p^ticular w^t beir meill. Vissitor admonishit. Meal mercat.

The q^lk day, in respect it is regraittit and c^o plenit that the fleishers blawis or warks wind in the scheip as thay slay thaim, Thairfor ordaine the baillies to vissit the same ilk mercat day, and to punische the said falt be vnlaw or c^o fisca^m, according to the gravitie of the falt. Blown meat

Sept. 16. Decimo sexto Sept. 1637.

Ane nobill and potent Prince James Duik of Lennox; Lord Johne Earll of Traquair; Lord beich Theasurer of Scotland; Archibald Earle of Arguil; Sir Archibald Stewart of Blakhill, knyt; Walter Stewart of Minto, knyt; Walter, Master of Blantyre; Doctor William Harvie, ane of his Maties Doctors of Phisik, and uthirs, maid burgesses. New burgesses.

Sept. 15. xv Sept. 1637.

The p^veist, baillies, and sa mony of the counsall, and uthirs, as thay think expedient, to ryd to

1637. Sept. 15. meit the Duik of Lenox at his cuming to Pasley, and petition him for his favour, help, and assistance againe Glasgow.

Nov. 6. Sexto Nov. 1637.

Robert Glen, messenger, to pass to Lochlong and discharge ae Irischman q^a is there fra salling grien herring or paking the same, and to arreist his boit, gif neid be. **Fishing in Lochlong.**

Nov. 13. Decimo tertio Nov. 1637.

Walter Watsoun having seen my Lord of Lorne at the Row in Rosneth, produces a lettir from his l^o desiring the counsall to let the Inglishmen pass that was in Lochlong, and he wald remain thair frien. And thay being willing to plessur his l^o, c^o sent to owerluik thaim for this tyme. **Lorne.**

Nov. 20. Vigesimo Nov. 1637.

Complaint to be maid to the convention of burrowis at Ed^r on 28th inst. againe Glasgow, for trublling and molesting this burgh in uplifting the Clyde dues. Inventory of all these dues to be producit, and the commissioners to do what thay can for settling of peace w^t out prejudice to Dumbarton. Bot for setling of peace, To c^o descend Glasgow and the burgesses thairof sall be as frie as the burgesses of Dunbartane in Clyd, to pay no more custome of ony guids brot in to Clyd be thaim on thair awn adventure nor the friemen and burgesses of Dumbartane sall pay to this burgh; nayther that Glasgow sall pay more custome for ony guidds to be brocht in to Clyd to thaim on the straingers adventur nor straingers brot in be the burgesses of Dunbartane sall pay for guidds to be brocht into Clyd on vnfriemen and straingers adventur. **Glasgow Clyde dues.**

Dec. 11. Ellevint Dec. 1637.

Proceedings taken against Johne Hendrie, Killilooch, in Ireland, and others, for salting and paking herring at Lochlong. He alledges he is a burgess of Renfrew; and Gibsoun, that he was a burgess of Kirkcudbryt. Inquiry to be made, and caution taken for re-appearance. **Unfreemen.**

1638. Jan 22. Vigesimo secundo Jan. 1638.

The baxter vnlawit in the sum of fiftie-four^sh for selling of light bread. **The baker unlawed.**

Feb. 12. Die duodecimo Feb. 1638.

Johne Sempill, lait p^r eist, p^d ces his compt of debursements as com^r for thaim in attending w^t the nobilmen, burrowis, burgesses, and ministers in Ed^r, anent the opposing of the Service Buik, and uthir innovations of that kind, q^lk compt extends to four scoir fourtein punds aucht^sh, q^lk aucht and suld be payit be the toun and the kirk equallie. **Opposing the Service Book.**

April 17. Die decimo septimo Aprilis 1638.

Anent the c^o plaint maid be Mr. David Elphinstoun, minister of this burgh, againe Johne Jacksoun, alledgeand that yestirnyt he being going in his awn yaird he heirs a tumult, and thaircftir he, the said Johne Jacksoun, says befoir God, he wald thraw her nose, mening Walter Williamsounis wife, At the q^lk, he being offendit, Said he was not wordie to weir the coat and name **Insulting the minister.**

1638. April 17. of a preicher, that sould sa tak the name of God in vain, and thaireftir he come out at the yet q^r the said Johne met him, and said he wald be reddie to shrive him and attend on his service, q^r into he a^serit he wischis he myt shrive [to] God, and the s^d Johne a^srit he saw nothing but rogrie, opressioun, unlaw, and casting out of the servands of God in thir plaices. Johne c^ofessit the first part of the charge, being provoked, bot minded not q^t he said to the minister. Ordered to crave pardon humblie on his kneis, q^lk he did.

May 28. 28 May 1638.

The q^lk day fforsameikill as James Cochrane, Johne Smith, and Thomas Patersoun, com^rs for the burgh of Ed^r, has written to the p^reist, baillies, and counsall of this burgh, That the Marquis of Hamilton is, God willing, to be in Ed^r the fyft of Junij nixt, as com^r from the Kingis Matie, for setling the comotiouns of this kingdome, and a solemne and frequent meting of all counsellors is appoynted to be at Dalkeith, the sext day of the said month of Junij, for that effect, and that seing the grit and publik bisiness so nerlie c^ocerning the religioun and libertie of this kingdome is drawne to such ae hicht as the Kingis finall pless^r and the peopills resolutionis thairanent ar to be declarit and determined at that meitting, Thairfoir it is thot meit and expedient that all quho hes joyned in the Covenant repair to Ed^r the second of Junij, to c^ocur w^t the nobilmen, gentrie, burrowis, and ministers, be thair advyse and assistance, ffor quiche end it is maist urgentlie desyrit, that a c^opetent number of this burgh repair thair againe that day (at leist sa monie as we may c^ovenentlie spair), to farder the c^oclusion of that weightest bisiness that evir hes beene in the churche and kingdome. [The P^reist, Walter Watsoun, Johne Sempill, William Sempill, Robert Watsoun, William Campbell, and David Watsoun, clark, appointed to ryd to Ed^r, and keip the dyet, by and beside the minister.] State of the kingdom.

It is c^ocludit that ae ansenye be bocht for this burgh, on the chairges of the burgh for the musters, and ordain Johne Sempill or Robert Watsoun, or ony of them at thair being in Ed^r to pryse and waill it.

July 9. Nono July 1638.

As the debtors to the hospitall wark have failed to implement thair promise of payment, it is agried to borrow sex hundreth merks for carrying on the building.

June 14. Decimo quarto Junij 1638.

Two of the com^rs appointed to proceeid to Ed^r for fyftien daies, to convene with the uthirs concerning the trew religion, and the proposed innovations to be maid in the worship of God. The true religion.

July 23 xxiij July 1638.

Thay ordaine the haill toun and parochin to p^vvd themselffis armor, sik as swords, muskattis, bandliers, and pikkes, w^t all diligence. Armour.

Penultimo July 1638.

July 30. Thay ordaine George Hall, baillie, to send in haste to Ed^r to caus mak and bring hame ane ansenye, In respect of the wapounschawing is appoyntit to be on the sext of August nixt, and ordaine the Th^er to geve James Lenox ane dollar for his paines in going thair and attending till the ansenye be reddie to bring w^t him, and to send xl^sh w^t him to Johne Tayt to deburss for it till we see q^t it costis. Ensign.

1638.
August 4.

Quarto August 1638.

In respect Johne Pitallo and William Renesvaill, saylers, q^a war at Newark yisterday, declairs thair is ae Inglis bark arrivat at Newark quha will not suffer ony to buird hir, and that thay saw ae brasin piece muntit lyand abune, And thairfor suspecting sche be cum w^t munition for na guid purpois, ordaine sum to be sent doun to speik hir and see gif thay can get q^t sche is, and in the meintyme to wait and adverteis Glasgow thairof, and to advyse them to tak speidie cours q^t sall be done as occasioun offirs. English vessel at Newark.

August 14.

Decimo quarto August 1638.

Johne Sempill intimates the business done at the conventioun halden at Stirling on the sevint of this instant. Com^rs of Ed^r, Dundie, Lynlithgow, and Irvyne, to see gif thay can settle the disputes between Glasgow and Dumb^ton. The conventioun hes approvyn the Covenant, and naine to be maid burgess, counsellar, magistrat, or com^r, nor ony uthir officer in ony burgh in tymecuming, bot suche as ar w^tin the Covenant. Glasgow and Dumbarton

August 15.

Decimo quinto Aug. 1638.

The maister of the Inglis schip (the Desyre of Dartmouth) entiris his vessel for the pettie customes, and agries to give four hundredwecht of guid tobacco in satisfactioun of claims under that head. English ship.

August 27.

Vigesimo septimo Aug. 1638.

The tobacco ropit and sald to William Sempill for thrie scoir pundis money the hundredwecht. Tobacco rouped.

Sept. 21.

Vigesimo primo Sept. 1638.

Forsameikill as the burgh is as yet vnprovydit w^t muskattis, pikes, powdir, and matche, It is c^o cludit that the same be coft for the inhabitants of this burgh, and to that effect give comissioun to the p^r eist, and to Mr. James Campbell, and George Hall, baillie, or ony of thaim, at thair being in Ed^r, to by at leist threttie guid muskatts, w^t restis and bandliers, w^t ane cwt. powdir and ane cwt. guid matche, with fourtie asche piks, and to mak securitie for the payment of the pryces thairof at sik c^e venient day as thay can get. Powder and shot.

October 22.

Vigesimo secundo Oct. 1638.

The muskettis and powder being brocht, The haill burgesses q^as wantes is not sufficientle provydit, and speciallie thoise q^a tuik in hand to get muskittis, to be warnit to cum to the tolbuith on the 26 day of Octobir instant, there to receive the same and pay the prices thairfor.

Feb. 4.

Die quarto Feb. 1639.

In respect that few or nane have coft powdir, and the price being written for, Thairfoir thay ordaine ilk p^r oun to be chargit to tak twa pund at leist thairof, and to pay auchteen^sh for ilk pund.

Feb. 20.

Die vigesimo Feb. 1639.

Thay think meit to send a com^r to Ed^r to advyse w^t the uthir burrowis in the guid causs, anent the mater of religioun and public guid of the kingdom. The true religion.

March 20.

Vicesimo Martij 1639.

The q^lk day, fforsameikill albeit this burgh was ordanit to drill as thay war warnit be quarters and that thay cum not to the drilling, Thairfoir thay ordaine and decerne everie ae that fails Drill enforced.

1639. March 20. to pay sex^ds of unlaw, toties quoties, as thay faill w^tout getting leiff of the quarterm^r upoune a lawful bisiness, the unlaw to go for the use of the dreil^mr, drummer, and cumpanie that drills, and ordaine the officers, gif neid be, to poynd and distress thairfor, and ordaine the drillers to sie thoise that drills be p^vydit w^t armor of thair awn, vnborrowit.

March 12. Duodecimo Martij 1639.

The q^lk day the p^veist, baillies, counsall, and burgesses being c^ovenit, heving respect to o^r Soverane Lord his honor as loyal subjectis, and for defence of this kingdome fra forane Invasioun, and defence of the trew religioun professt w^tin this kingdome, and c^osidering the necessitie of armor, men, and money, for this effect, thay heve electit, no^tat, and chosin Johne Sempill, p^veist, William Colquhoun, baillie, Mr. James Campbell, Robert Watsoun, George Buchanane, Thomas Fallisdaill, William Sempill, Archibald Crawfurd, Hew Neisbit, Patrick Ewing, Johne Malcum, and Patrick M'Kaine, or ony sevin of the s^d twelff p^ounis, The p^veist or baillie being always ane of them, as ae comittee and counsall for maters of war in thair caiss, Gevand the s^ds p^ounis, or ony sevin of them in absence of the rest, the p^veist or baillie being always ae thairof. Com^m to meit and c^ovene at all occasiounis as thay pleiss, and to set down ae extent roll and taxatioun vpoune themselffis and thair haill ny^tbars, burgesses, vassals, and inhabitants w^tin the burgh and territorie, and to appoynt collectars and receevers thairof for vplifting of the same. Council of war chosen.

March 13. xiij Martij 1639.

It being inquired whether, in respect of the scandall againe George Hall, baillie, for wrang done to his fayther, he might yet sit in judgment, it is found he might till he be tryit and convictit. Scandal.

March 22. Vigesimo secundo Martij 1639.

Forsameikill as a grit number of the nobillmen, barronis, and gentrie of this kingdome being c^ovenit at Perth, the xv day of Marche instant, Thot meit and expedient that sex scoir aibill men be p^vydit at the comoun chairges of the said nobillmen, barronis, and uthirs q^a will be plesit to join w^t them in so guid a wark, for the suppressing of the rebellion and broken men, for the spaice of thrie monthes eftir thair entrie, q^lk sall be the first of Apryll nixt. [The Erle of Argyle to haue the chairge of the s^d sex scoir men.] It is thought meit Dunbartane agrie w^t that ordinance, q^lk "is veri guid," and empower the p^veist and baillies to subscribe the articles, and pay thair proportion. Men for public service.

April 2. Secundo Aprillis 1639.

Proceedings in a brieve of chancellarie derect to the p^veist and baillies.

May 9. Die nono May 1639.

The p^veist, being about to proceeid to Ed^r, is instructed to buy for the tounis magassein, and for the inhabitants not yet p^vydit, fourtie musketts, fourtie pikes, and twa hundredwecht of powdir and leid, David Watsoun to geve him fiftie dollars to wair thairon for the p^ms. Muskets.

1639. May 9. ROLL OF THE SOLDIERS SENT OUT BE THE TOUN FOR THE COMOUN SERVICE, ON THE 8TH OF MAY 1639:— Roll of soldiers.

Umphra Scot furneist w^t Johne M'Williams muskat, bandlers, and Johne Williamsouns [sword]—the sword only restorit.

Walter Watsoun furneist w^t James Cowartis pik and Patrick Porters sword—restorit.

Donald Cameron furnist w^t musket and sword belanging to Robert Sempill his m^r—restorit.

Hector Monro furneist w^t a pik belonging to James Lang, in Tounend, and a sword of his awn —restorit.

Johne Buchanane, meillman, furneist w^t a pik of Johne Mitchell, chapman, and his awn sword —restorit.

Robert Merchand furneist w^t a pik bocht be ——, and his awn sword.

Robert Layng furneist w^t a pik belonging to Johne Campbell, skippar, and sword belonging to Robert Eldir—restorit in the Tolbuith.

William Cowart furneist w^t musket, sword, bandliers, and matche, belonging to his fay^r.

Bruen M'Marcus furneist w^t musket and sword be Johne Duncan and James Brok.

Thomas Freland furneist w^t musket and sword be Johne Smallie and Johne M'Clain.

James Duncan furneist w^t pik belonging to Walter Denie, and sword of Umpra Denies.

Mungow Kessane, for Patrick Leiche, furneist w^t Patrick Porters musket and Finla Clerks sword. [24 July, Mungow and Walter Denie actit thaim to restore the sword.]

William Crawfurd furneist w^t pik belonging to Finla Ewing.

Harie Gilmour furneist w^t musket and sword belonging to Robert M'Indo.

Bartie M'Claine furneist w^t musket belonging to Johne Gilchrist, and his fay^rs sword.

Johne Glen (in Murroche) furneist w^t pik belonging to Robert Porterfield.

Johne Johnstoune furneist w^t musket and sword be his m^r.

Andro Glen furneist w^t hagbut and sword.

D^d M'Claine furneist w^t musket and sword.

Johne M'Nevin furneist w^t musket and sword.

Johne M'Kinlay furneist w^t pik and sword.

And all deluerit to James Lenox, Lowetenant to the Laird of Kilbyrnie, Captaine for the shr^ffdom of Dunbartane, on the aucht of May 1639, being twentie-thrie men, armit as said is, viz., fourten musketers, and nyne pikmen, and all hauing swords, victuallit and furneist w^t ten dayes provisioun in victuall and money. And on the nynt of May, Alexander Steill went eftir them, armit with a musket and band belonging to Johne Robein, and a sword of his awn.

Neill Campbell, armit w^t a pik belonging to ——, and a sword of his awn, in cumpanie w^t Mr. D^d M'Alpine.

The p^veist to give the suddartis (in additionie to the victuall gien them alreddie) fourtie-aucht dollars, gif thay have neid.

The q^lk day (9th May), fforsameikill as Robert Brisbane yisterday, in p^ne of the p^veist and baillies, and sindrie of the counsall, c^otemptuouslie, efter breking of the touns drum, caist it fra him and brak the rim thairof w^t his feit, and thaireftir struik Robert Cuthbertsoun, the touns drummer, at the brig c^otemptuouslie, and was charget and warnit be Johne Clerk, The town drum.

1639. May 9. officer, to appeir to ans^{er} for his falt, and c^{o}perit not, Thairfor, w^{t} advyse of the counsall, Thay fyne and vnlaw him in ae vnlaw of twentie punds, and to pay for ane sufficient new drum to the toun, q^{t}evir it cost, and becauise it must not receave delay, ordaine the p^{r}eist to by in Ed^{r} ae fyne new drum, and the Th^{er} to give him fyve dollars till the same be gotten payit bak be the s^{d} Robert.

May 10. Decimo May 1639.

The above Robert Brisbane c^{o}peirs and finds caution to pay the vnlaw and the pryce of ae new drum; and also tuo others vnlaws of xl^{sh} each for wrang dune be him to the touns officeir.

May 30. Penultimo May 1639.

The q^{lk} day in p^{se}e of the proveist, baillies, and minister of Dumbarton, fforsameikill as Margaret Cowper, relict of vmq^{ll} Robert Thome, maissoun, burgess of the s^{d} burgh, incarcerat w^{tin} the Tolbuith of the s^{d} burgh, is suspecit of certain poyntes of charming and witchcraft, not as yet fullie tryit, Thairfor, and vpoune hir humble supplica^{n}n, [In respect a comissioun can not now be gottin for putting her to a tryall be reassoun of the troubills of the kingdom] craving to be put to libertie vpoune cau^{n} for putting hir to justeice to byd tryall and of hir guid behaviour in tyme-cuming, The s^{d} p^{r}eist and baillies w^{t} advyse of the minister put hir to libertie vpoune the act and cau^{n}erie following, and Thairfor the s^{d} Margaret willinglie inactit hirselff to be c^{o}tent to be execute to the daith and brunt, In caiss it be fand qualifeit or tryit that evir sche use heireftir ony kynd of charming witchcraft or impreca^{ns} or ony sik unlawfull behaviour q^{lk} sall appeir to be charming c^{o}jura^{ns} or witchcraft. [Her sons John and Robert Thome, maissouns, becoming bound for hir appearance before the magistrattis or other judges appoyntit to try hir vpoun fyfteen days warning, she is set at liberty.]

Charming and Witchcraft.

June 19. Decimo nono Junj 1639.

The p^{r}eist, baillies, and counsall engages to relieff the armet men sent furth of the burgh gif the service continues langer nor ae month.

Relief of the armed men.

June 27. Vigesimo Junj 1639.

C^{o}venit p^{r}eist, baillies, and counsall, The q^{lk} day eftir receat of ae lettir fra the p^{r}eist and baillies of Glasgow direct to us daitet the 26th of this instant, makand mentioun that as John Langlands, m^{r} of the Antelop of Borroustouness, having brot in his said schip laidin w^{t} salt to Clyd, hes maid offer to sell the saime to thaim, desyring this burgh to send ane or mair of or number to Glasgow to agrie w^{t} him for the same, the best maner thay may for the guid of baith the burgesses, The s^{d} p^{r}eist, baillies, and counsall finds it is c^{o}trair the liberties of this burgh, and on former uses and custome and contrair to the tenor of the indentar part of auld betuix and this burgh and Glasgow, Inviolablie keipit heirtofor that this burgh sould send co^{mrs} to Glasgow to by ony bargaine, Bot be the c^{o}trair that Glasgow sould send doun thair comisioners heirfor buying ony bargaine offerit by straingers, and thairfor ordaine a letter to be written bak to thaim schawand them the same, and that gif that honest man hes ony salt to sell that he cum doun heir and mak offir thairof, that thairefter advertisement may be gevin to Glasgow on thair charges to send doun thair com^{r} heir for bying thairof betuix the tua burrowis.

No commissioners to be sent to Glasgow.

1639. June 27. It being fand that thair was nae conflict at the border w^t^ the enemies q^r^in wapounis myt have been loisst, Thairfor ordaine all the sojouris that past fra this burgh mak restitution of the wapounis and armor thay got w^t^ thaim out of this burgh. **Weapons to be restored.**

July 22. Vigesimo secundo July 1639.

Robert Watsoun no^lat^ com^r^ for to ryd to Ed^r^ to geve his best advyse w^t^ uthir com^rs^ in all thynges thair to be treitted vpoune for the glorie of God and weilfare of this kingdome and of the burrowis. **Commissioners.**

John Sempill, p^r^eist, no^lat^ com^r^ to the assembly and also to the Parliament to be holden at Ed^r^ on the 26th.

Aug. 3. Tertio August 1639.

The p^r^eist or com^r^ at the last convention held at Dunfermling declairs he had receivet in name of the burrowis fra the agent thrie hundreth dollars or aucht hundreth and ten punds to ae acompt of the thousand punds grantit for the building of the tolbuith. **The Tolbooth.**

April 28. Vigesimo octavio April 1639.

Proceedings regarding the alledged retaining of a scarlet cluik lynit w^t^ plusche velvet by James Campbell, laet p^r^eist, the complainer being James Mure, lait servitor to William Crawford, captaine of Dunbarton Castell. The cluik ordered to be rendered back.

May 11. Elleventh May 1640.

As of befoir, it is c^o^cludit that w^t^out ony warning of the officer, bot on the ringing of the bell, the magistrattis and counsall convene ilk Monday for the affairs of the burgh ilk p^o^oun vndir the paine of xl^sh^, being w^tn^ the town and not c^o^venit befoir the prayer be endit. **Council to meet on ringing the bell.**

May. Die ——— May 1640.

Johne Sempill, p^r^eist, declairs that the Erle of Argyle, the Erle of Glencairne, The Lord Montgomerie, and certaine uthirs as having warrand and comissioun fra the lords and uthirs of the grit Comittee of Estaittis had ordanit that thair sould be tua hundreth dailles bocht in the toun of Dunbartane for laying of the platformis for the ordinance w^tn^ the fourthe and stances maid in the reiver of Clyd at Newark, the garvall of Grinok, and for dressing of certaine boittis appoyntit to attend on the s^d^ river, Thairfor, The p^r^eist, baillies, and counsall of the s^d^ burgh to by for the said use twelff scoir dailles, and to causs carrie thaim over the wattir of Levin to Havok, that the comitte of the sh^rf^dome of Renfrew may send and tak the same thairfra over the watter of Clyd for the use ffoirsaid, and ordaine Patrick Ewing to receive securitie for the pryce of the s^d^ dailles fra the s^d^ comitee or fra the collectors of the ten pennie w^tn^ the s^d^ shriffdom of Renfrew. **Clyde fortified.**

May 8. Octavio May 1640.

The Th^er^ reports that he had bocht the above dailles for sex scoir punds, and had them taken over the Levin for threttie-one schillings.

June 22. Vigesimo secundo Junj 1640.

The q^lk^ day fforsameikill as the women w^tn^ this burgh, c^o^trair to civilitie, cum to the kirk and in tyme of preiching and prayers keip thair playdis about thair heids albeit mony tymis dischargit publiclie be the minister out of pulpit, be warrand of the sessioun, fra keiping of thair **No woman to remain covered in church.**

1640. June 22. playdis about thair heids in the kirk, and yisterday also discharget and na obedience gevin, Thairfor the p^r^eist, baillies, and counsall discharges all women wth this burgh, and territorie fra keiping thair playdis about thair heids in tymecuming vndir the paines following, viz., xx^sh^ for the first falt, xl^sh^ for the second, and c^o^fisca^un^ of the playde for the third falt, and imprissonment of thair p^r^ounis during the magistrattis will, and the half of the saids paines to be tain up to be applyit to the use of the poore and kirk box, and the uthir half to the magistrattis, vptakers thairof exeming only febill women of thrie scoir yeirs and above fra the acts and penalties thairof, and servand women to pay only the half penalties for the first and second faltis.

July 15. xv July 1640.

Another distributione of musketts and bandliers, certain of the muskets given out being brocht from the Inglis schip sunk at Newark. Muskets.

August 1. Fyrst of August 1640.

Major Maxwell p^d^ces a letter from Kilmahew, Sheriff of Dumbartan, alledgeand that he was wrongit be som p^r^ounis in the burgh, and thairfoir resolvit to keip the comittee at the kirk of Bonyll to sey q^a^ will be his friends, and requesting the Major to meet him there. Kilmahew. and the Council.

The Council desire the Major to say to Kilmahew that thay know of none q^a^ hes wrongit him in the burgh, bot ther is mony ther q^a^ he hes wrongit be causing the fair and mercat of Lammas and hors mercat to be keipit at Bonyll w^t^out the liberties of the burgh, And efter thay had appoynted it to be held at Garshavok in the how and safflie wth the liberties and w^t^out dainger of the castell schot and that the ky mercat being appoyntit to stand on the first of August instant wth the lands of Aikenbar in the lang how thair safflie and that thay had appoyntit sex p^r^ounis to attend thair at the bar to settill the s^d^ ky mercat and not to suffer the kye to go to Bonyll, and the Sheriff and a number w^t^ him comes and —— laid hands on thaim and brak ae of thair muskettis, and that now thay ar informit the Sheriff and his assistants ar myndit w^t^ c^o^vactioun of the cuntrie to cum doun to the toun in thair armis and to offir injurie and violence to the burgh and inhabitants thairof, albeit the s^d^ burgh intends nothing bot peace and to leiff peceabillie and to keip thair watche and ward ffor the castell, Thairfor ordaine the haill burgesses and inhabitants to be warnit be sound of drum to be in rediness in thair armis to w^t^stand violence, injurie, and opression, bot to do no wrang, ilk p^r^oun vndir the paine of xx^sh^. Threatened disturbances.

The money for the sojouris being borrowed and gottin, sik of the poore anes as lost thair wark in attending on the comoun service to be helpit. Poor soldiers helped.

August 3. Third of August 1640.

The q^lk^ day, Forsameikile as warrand and comissioun was grantit be the comittee at Ed^r^ to ane nobill erle, Archibald, Erle of Argyle, and certane uthirs, to vissit the mouth of Clyd and plaices about Dunbartane, and to appoynt suche numbers of men to keip watche and do service thair as thay sould think fit, and that c^o^form thairunto, Thay ordanit twa hundreth men to be c^o^tenwallie on service in Dunbarta^e^, the ane hundreth thairof to be intertynet be the toun of Dunbartane for thair half-pay, and the uthir half vpoune the comoun charges; and the uthir hunderit men to be payit fullie out of the comoun c^o^tribution, ffor fulfilling thairof the s^d^ comittie gave warrand to Sir Thomas Hoip, of Kers, knyt, prin^cll^ collector, to direct Watch stationed in Dumbarton

1640. August 8. precepts to his collector-deputtie in the presbiterie of Dunbartane, for payment of the said hunderet men, the allowance efter-speci^{at}, viz.:—To eurie comoun souldier, sex^{ch} in the day; and to eurie ane of twa serjands, ten^{ch} in the day; and to eurie ane of four corporalls, aucht^{ch} in the day, and that from the day of May last bypast, and so furth thaireftir, ay and q^{ll} thay be dischargit be the comittee at Ed^{r}, or generall, and siklyk to pay to the s^{d} uthir hundreth men of Dunbartane the uthir half-pay c^{o}form to the s^{d} order, as the s^{d} warrant direct to the s^{d} Sir Thomas Hoip thairanent, daitit at Ed^{r} the xij of Junij last beirs, and that c^{o}form thairto, The s^{d} Sir Thomas Hoip derectit his precept of the dait the xij of Junij last, to John Neper, of Kilmahew, his collector-deput, w^{tm} the presbeterie of Dunbartane, to mak payment of the s^{d} half-pay for Dunbartane hundreth men to John Sempill, p^{v}eist, to the behoof of the sojouris, And that c^{o}form thairto the s^{d} John Sempill, vpoune the day of July last, requiriet the s^{d} John Neper to pay to him the said half for the s^{d} burghs hundreth men as au^{t}entik instruments beirs, and that as yet he has gottin na payment, Thairfoir The s^{d} John Sempill menit him and the s^{d} burgh to the lords and comittee of the estait at Ed^{r}, on the 27 of the s^{d} moneth of July last, and gat delyuerance on his s^{d} supplicatioun, intratting Kilmahew to use diligence for payment of the tent pennie, that the souldiers and officers may be payit. The baillies and counsall finds the s^{d} p^{v}eist has usit diligence for getting the allowance of payment, and that he has requirit Kilmahew to mak payment, Thairfor ordanie the p^{v}eist or ae of the baillies to require Kilmahew of new to mak payment of the s^{d} half-pay to the s^{d} burghs hundreth men and to complain to the comittee at Ed^{r} of new gif they get not payment, and in the meintyme to borrow money on the p^{v}eist, baillies, and counsalls bond for the use of the sojouris of this burgh till the moneys be gottin in be thair tent pennie, notwithstanding of the soums they borrowit of befoir.

August 11. Die vecimo Aug. 1640.

Proceedings regarding the purchase of ships laiding of Spanishe salt bot be Air burgesses to the prejudice of this toun.

Sept. 9. Nono Sepb^{ris} 1640.

The q^{lk} day the p^{v}eist, baillies, and counsall ordaine all q^{ms} hes silver wark to be warnit be sound of drum to c^{o}peir befoir the p^{v}eist and baillies in the tolbuith the fourteen day of Sept. instant, and p^{d}ce the same for the public use, for the q^{lk} thay sall be securit, c^{o}form to the act of the comitie of estait. Silver called in.

Sept. 24. Vigesimo quarto Sept. 1640.

Election. James Campbell, p^{v}eist.

October 2. Secundo Oct. 1640.

In respect the Erle of Argyll, cornell of the shyre, hes warnit the gentilmen of the shyre and burgh to prepare to ryd w^{t} him for the public service, and fynding that the burgh is liabill to furnish twa horsmen, duly furnissit, and because the suddencie of the tyme requires expedition, thay ar to be set out [outred] w^{t} the first end of that thousand merks borrowit fra Margaret Watsoun. Donald M'Alpine and John Buchanan undertake the service upon the conditions prescribed by the council. Expedition of Argyll.

October 7. Sevint of Oct. 1640.

As the p^{v}eist rydes voluntarlie w^{t} the Erle of Argyll towards Ingland, and puts the burgh to

1640. October 7. no charge, he asks that thay provide his man w^t^ ae horss, as he cannot ryd w^t^out him. It is agried to purchase a gray horss for this purpose fra Archibald Crawford for four scoir and ten pund. The horss to be re-deluirit bak to the burgh, gif it pleiss God it be not lost in the service.

Decimo nono Oct. 1640.

October 19. The comittie of the shyre desyre the burgh to send out tua horsmen volunteers towards the armie now in England. The council declairs it wald be most willing, gif thay had common guid to the foir; bot being alreddie in debt for the common service, and as the heritors of the tounis lands refusses to c^o^tribute according to their rents, and seeing the burgh hes alreddie furnissit out auchtein fit sojouris, thay find thay are not abill to send out the tua horsmen at this tyme. Can send no more soldiers.

Vicesimo, Nov^ris^ 1640.

Nov. 11. Andro Wod, merchand, son to Andro Wod, sumtyme in Mildowing, vnlawit in ae hundred punds money for selling a pairt of his cargo of wyn, bro^t^ from France, to unfriemen.

Tertio Dec. 1640.

Dec. 3. The Council acquiesce in the request maid by the committee of estatis for raising thair proportion of fiftie thousand gilders, for expenses incurred in the war. War expenses.

Another letter sent to Kilmahew from the lords of the committee.

Johne Sempill intimates the actis maid be the comittee at Ed^r^, w^t^ c^o^sent of the thrie estattis, anent the pryce of the schoone and buittis. Best sort of schoone—thrie sollit twentie-sex pennies the inche; second sort twentie pennies—thay to be tymmer heillit, and the single sollit schoone sixteen pennies the inche, ithers fourteen pennies. Bairnes schoone, doubill solit, sevin inches and undir the same, sixteen pennies; second sort fourtien pennies. Pryce of buittis w^t^ leggis and toppis the quadrupill of the schoone. Hydes, best ox ruch, aucht merks; inferior ox, fyve pund; cow, four to sevin merks. Price of boots and shoes.

Sevint Jan. 1641 yeirs.

1641. January 7. John Sempill being chosin com^r^ to the convention of burrowis at Ed^r^, is instructed, among other things, to show—

That the silver wark w^ts^ this burgh is skairs worthie the taking in. No silver.

To remember to get in the rest of the thousand pund unpayit, grantit to the building of the tolbuith.

Ellevint of Jan. 1641.

January 11. William Glen, ane of the touns soujuris, being about to proceed to Jedburt, grants him to have received fra the p^v^eist and baillies seventein rix dollars and seventein pair of schoone for the use of the sojouris of this burgh, and a pair to the drummer, q^lk^ he obleiss him faithfully to deluyer to Captain George Hall. Supplies for the army.

[A hiatus exists in the records till 1651.]

[The following is published in the belief that it presents as complete a list as is ever likely to be obtained of the inhabitants of the burgh at the period to which it relates.]

1651. April 15. Roll for payment of Collonell Campbells regiment of Dragounes quartered in the toune of Dunbartane and terretory thairof, fra the 22 of Feb. last inclusive till the 16th day of Roll.

1651. April 15.

Apryll instant 1651, extending in money to sevin hundreth and threty-two punds. Mair for 12 troupars of Leuetenant Colonell Hamiltounes regiment, fra Tuysday the 15th of Aprill instant inclusive for fourteen dayes th^r^eftir being 15 dayes at 18^sh^ the trouper per diem. Mair for the s^d^ dragounes for the s^d^ fourteen dayes to come—228 lib. 13^sh^ 4^d^.

	Lib.	s.	d.
Mr. James Campbell, proveist,	16	0	0
George Buchanane,	20	0	0
p Archibald Crawfurd,	8	0	0
p Robert Watsoune,	22	0	0
p William Campbell, bailyie,	16	0	0
p James Wallace,	13	10	0
p Mr. Donald M'Alpine,	10	0	0
p Patrick Ewing, bailyie,	10	0	0
p Johne Smollatt,	5	0	0
p Walter Buchanane,	1	10	0
p Patrick M'Keane,	6	13	4
p John Corruth,	3	0	0
p F. M'Indoe,	2	0	0
John M'Intyre, wryt,	8	0	0
And for M'Farlane's aiker q^r^of William Clark payes the half,	2	0	0
p William M'Kye, elder,	9	0	0
p Johne Gilchrist,	13	6	8
p Thomas Semple, for Agnes Allans yeird,	1	7	0
p Walter Williamsoune, elder,	12	0	0
p John Campbell, barrowman,	0	0	0
p And for Neilyes barne and yeard,	1	16	0
p Duncan Campbell,	8	0	0
p Robert Porterfield,	8	0	0
p Johne Weir, elder,	10	0	0
p Johne Craig,	8	0	0
Agnes Rusha,	1	10	0
p Mongow M'Intyre, for Bilslands houses,	2	0	0
p William M'Ky, stabler,	10	0	0
And for M'Kyes yeard,	0	12	0
Umq^ll^ Robert Morisone his lands,	4	10	0
p Isabell Lindsey, widow,	6	0	0
Nehemia Tenth,	8	0	0
John Denestoune, of Dalquhurne,	10	16	0
And for James Woods houses,	6	15	0

	Lib.	s.	d.
p Walter Campbell, Adam M'Kew, James Lindsay, for the buithes	5	8	0
p Adam M'Kew,	13	6	8
p James Lindsay,	3	0	0
Elizabeth Watsone, widow,	5	8	0
p Heilin Buchanane,	10	0	0
p Harrie Sempills houses,	2	0	0
p Margaret Breadie, widow,	10	16	0
p Isobell Blair,	3	0	0
p John Crawfurd, smith,	5	0	0
John Buchanan, merch^t^,	3	0	0
p Katherine Colquhoun, eld^r^, widow,	2	5	6
p William Scott,	3	0	0
p Johne Scott, tailyor,	1	10	0
p Robert Sempill, elder,	4	10	0
p J. Fergie, smith,	8	0	0
p Alexander Porterfield, for himself,	24	0	0
And for his lands in Tounend,	0	0	0
Umq^ll^ Robert Blairs houses,	0	0	0
Robert Leitch,	3	0	0
p John M'Keane, tailyor,	10	0	0
p Patrick Mitchell, sailer,	2	0	0
p James Glen, cordoner,	1	0	0
p And for the housses q^r^ he duell,	2	5	0
p Robert Allan,	1	10	0
Johne Clerk,	1	10	0
And for the housses q^r^ he duell,	2	5	0
p William M'Keane, elder,	4	0	0
p And for Jean Wilsone, hir houses,	2	4	6
p And for Patrick Wrights yeard,	0	12	0
p Walter Patersoune,	6	13	4
And for the houses q^r^ he dwells,	1	10	0
Alexander Campbell, sailer,	1	16	0
Patrick M'Manus,	4	0	0
p And for John Wilsounes house,	3	12	0
p Janet Falousdall,	6	13	4
p Walter Brock,	5	0	0

1651. April 15.

	Lib.	s.	d.
p William M'Kye, y^r, merchant,	8	4	0
p Robert Tailyor,	1	0	0
p Johne Mitchell, chapman,	1	16	0
p Thomas Semple, for the house q^r Sarah Hirdron dwells,	1	7	0
p Robert Glen, coupar,	4	0	0
And for William Colquhounes houses and land,	6	0	0
p Hendry Watsoune,	1	10	0
p Wal^t Elder,	2	0	0
p Umfray Scot,	4	0	0
p William Glen, wright,	4	0	0
John Leckie,	0	16	0
p And for William Robisounes houses	2	0	0
Janet M'Alpine, widow,	2	0	0
Patrick Buchanane,	1	10	0
p John Scot, weiver,	2	0	0
p James Simisoune,	2	10	0
p And for Johne M'Neil's houses,	3	0	0
Johne Semple, sailor,	0	18	0
p William Clarke,	2	14	0
p Symount Watsoune for Gilleis Mitchell houses and yeird,	2	14	0
p Johne Williamson, tailyor,	2	14	0
p George Langstane,	1	0	0
p And for Lauchlane Palmers half-acre land,	1	0	0
James M'Kibben,	2	9	0
p Mungow Ewing, flescher,	1	16	0
p And for Patrick Ewings houses,	1	16	0
p Walter Campbell, merchant,	9	0	0
p James Lang, weaver,	3	12	0
p And for William Langs yeird,	1	0	0
p Walter Darleith,	1	0	0
p And for Robert Sempills houses,	2	0	0
p Finlay Ewing in green,	2	0	0
p John Fallisdaill,	2	0	0
p Collin Smith,	4	0	0
p James M'Arthur,	5	0	0
p Duncan M'Farland,	5	10	0
p John M'Indoe, tailyor,	2	14	0
p John Paull, cordonar,	6	0	0
Robert M'Arthor,	12	0	0
And for M'Farlands houses,	3	12	0
p Duncan M'Auslane,	3	0	0
p James Watsoune,	1	10	0
p Gabriell Porterfield,	12	0	0
p —— Munn,	0	0	0
James Lindsay, officer, for his houss,	3	0	0
And for Donald Mitchell, houses and yeird,	3	0	0
p Johne Gordone,	5	0	0
Johne Lindsay,	1	0	0
And for the house and yeird q^r he duells,	1	16	0
Johne Clark, for Grizells Colquhounes house,	1	10	0
p John Weir, younger,	2	14	0
p Johne Campbell, weaver,	3	0	0
p William Morisoune,	2	10	0
p Robert Porter,	1	16	0
Alexander Donald,	1	0	0
p And for William Mitchells houses,	2	0	0
p James Weir, weaver,	1	0	0
p James Buchanane,	6	13	4
p James M'Kie,	3	0	0
p William Crawford, smith,	3	6	8
p Patrick Williamsoune,	4	0	0
Johne Browne,	0	18	0
p Janet Glen, widow,	6	0	0
William Campbell, younger,	3	0	0
Johne Campbell, skipper,	1	0	0
Johne Thome, messenger, and for his yeard,	1	10	0
Johne Glen, sailer,	0	18	0
p Janet Campbell,	2	0	0
Bess Hall,	0	0	0
Johne Porter, for himself and his house,	0	13	4
Marion Porter, for the uthir house,	0	13	4

1651. April 15.

STALLINGERS.

	Lib.	s.	d.
Walter Williamsoune, tailyor,	2	0	0
Robert Semple, tailyor, . .	1	0	0
Alexander Spittall, . .	1	0	0
James Glen, sailer, . . .	1	0	0
p William M'Intyre, . . .	2	0	0
p Robert Farar, ...	1	16	0
Robert Morisoune, for John Allan's house, ...	0	15	0
James Porter, for his land q^r he duells, ...	1	16	0
p Mungou Ewing, elder, . .	0	18	0
And for umq^n Alexander Ewings house, ...	1	14	0
Johne Stewart, ...	0	18	0
And for the house q^r he duells,	0	18	0
p William Buchanane, . .	2	0	0
p Robert Colquhoune, weaver, .	1	0	0
James Ferar, ...	0	18	0
Johne Allasoune, ...	0	18	0
p William Smith, saidler, . .	1	0	0
p Kathrein M'Aulay, . .	0	13	4
Williamsone Heriot, . .	1	0	0
Alexander M'Kini, . .	0	13	4
Mathew Semple, ...	0	13	4
William Symount, ...	0	13	4

LANDS IN THE PAROCHINE.

	Lib.	s.	d.
p Auchindenan Re and for the garisoune of Dunbartane Castell,	5	18	0
p Daniell Ewing, his tua aikers land, ...	4	0	0
p M'Farland, his other aiker land,	2	0	0
p James Mitchell, his aiker land,	2	0	0
p Walter Mitchell, do., . .	0	0	0
p Robert Petersoune in Colquhoune,	9	0	0
p Barnhill, his houses and lands,	10	16	0
p Johne Williamsoune in Colquhoune, and his mother, thair lands,	7	0	0
p Darleith, and for his houses and lands, ...	5	8	0
p Janet Blackburne, ...	4	0	0
(hiatus.)			
p David Colquhoune, his houses and land, ...	9	0	0
Donald M'Kechny, his houses,	4	10	0
p Andrew Patersoune, his houses,	3	7	6
p Ane pairt of land belanging to umq^n Mr. William Blair his aires, ...	1	7	6

THE LANDS W^t^OUT THE PAROCHIN.

	Lib.	s.	d.
Johne Semple of Staineflet, .	60	0	0
p Johne Semple of Noblestoune,	15	0	0
p David Watsoune, ...	36	0	0
p Walter Elder in Tounend, his lands, ...	4	10	0
p Janet Leitch, widow, . .	6	0	0
p Johne Glen, in Murroch, .	10	0	0
p Johne M'Intyre, in Glen, .	8	0	0
Johne Porter, in Glen, . .	8	0	0
p Johne Duncan, ...	5	0	0
p Margaret Mitchell, his mother,	2	0	0
p William Glen, in Langland, .	6	13	4
p And for the portioune of Blackfauld, ...	12	0	0
p James Leitch, ...	1	10	0
p Robert Glen, in Guiseholme, .	5	8	0
p James Towart, in Grien, . .	3	12	0
p James Brocke, ...	3	0	0
p Johne Brocke, ...	4	0	0
p James Lang, in Tounend, .	1	0	0
William Duncan, tailyor, .	2	0	0
James Grugie, ...	1	10	0
p Umfra Denny in Tounend, .	1	16	0
Priests yeard, ...	3	0	0
p Johne Ewing, ...	8	0	0
p Johne Duncan, ...	1	6	0
p Johne Robisoune, in Guisholm,	2	14	0
Patrick Davie, ...	0	12	0
John Mitchell, in Tounend, .	1	10	0
p Robert Ewing, ...	2	14	0

1651. April 15.

	Lib.	s.	d.
p William Tailyor, ...	3	0	0
Patrick Mitchell, in Tounend, .	2	0	0
Janet M'Kechney, . . .	0	18	0
Cursein M'Kechney, . .	0	18	0

LANDS.

p Fulwood, ...	17	2	0
p Laird of Ffornes, ...	46	0	0
p Gilbertfield, ...	30	0	0
p Aikenbar, ...	24	0	0
Garshake, ...	15	0	0
Hill Lands, ...	6	0	0
p Mathew King, for 5 aikers in Grein Corslet, . . .	9	0	0
p Roseivein, ...	6	15	0

	Lib.	s.	d.
Suma of the haill w^tn the parochin, ...	472	1	8
Suma of the haill roll of the toune by the lands, .	676	16	4
Suma totalis with the lands is,	1148	18	0

SUNDRY ITEMS OF DISCHARGE.

Imprimis, given to George Drew, in Prestoune's regiment, for four days quarters, — viz., frae Tiesday the 15th of Apryll till Sonday the 20, 1651,	4	1	0
Given to Capt Ramsay.			
Johne Jack, for his transient quarters, ...	0	8	0
Four horsemen of Gloratts cumpanie, ...	6	18	0

1655. April 28.

28 April 1655.

The common mure set to Johne Smollatt, merchand, fra Beltane 1655 to Beltane 1658, for twentie merks Scottis yearly. Set of Burgh Properties.

The roods belanging to the kirk sessione, extending to thre and ane half or thairby, at the Bridgend, set to Patrick Williamsoun, maltman, frae Beltane 1656 to Beltane 1657 for fyve pund four^sh Scottis yeirly.

The Treasurer (Gabriel Porterfield) ordained to repair on Monday to Newark and Grinok and mak diligent inquiry what boats are thair belanging to unfriemen.

June 30.

Last of June 1655.

Robert Glen, who wes appoynted overseir of the wark and building of the common key of this burgh, producit his accompt as followis :—

	Lib.	s.	d.
Imprimis, to James Hood, wright, for fyve dayes wark thairat at 14^sh per diem, .	3	10	0
Item, to William Clark, wryt, 4 dayes and ane half, ...	3	3	0
— William Glen for ae day, ...	0	14	0
— Henry Colquhoun, 4 dayes, ...	2	16	0
— Layers and builders of the stane wark undernamed, at 13^sh 4^d ilk man per diem, viz.:			
— George Lachlane, twa days, ...	1	6	8
— Donald M'Symont, 3 dayes, ...	2	0	0
— Donald Mitchell, 3 dayes, ...	2	0	0
— Patrick Gillan, 3 dayes, ...	2	0	0
— the barrowmen who wrought their ten dayes, at 8^sh per diem, . .	4	0	0

		Lib.	s.	d.
1655. June 30.	Item, for 20 pyntes aill and bread to the warkmen,	1	17	4
	— for 500 yron nailles to the key at 26sh the hundred,	6	9	0
	. . . . .			
	— to William Crawfurd, smith, for the yrne wark at sex pennies the pund,	2	19	0
	— for four yrne clasps weyand 14 pund 2 ounce,	4	4	8
	— for 32 nailles to naile them on with,	0	6	0
	— 9 grit nailles, at 12d,	0	9	0
	— for dressing and laying of thrie yron bolts,	0	12	0
	— ane ring and four foir loikes,	0	6	0
	— ane new bolt weichand 2 pund and ae unce,	0	12	4
	— for sending ane letter to Darleith anent the oaken dayells taken out of his house for the use of the said key,	0	6	0
	— for leid to fix the yrne bolts in the stone,	0	6	0
	Suma totalis, Lib.	52	6	4

Account allowed and approvin.

August 25. 25 Aug. 1655.

The Great Charter of the burgh, which had been taken out at the rydeing of the marches [on Monday] is again returned to the charter chest. Great Charter.

October 6. 6 Oct. 1655.

Meeting held in the Clerk's chamber as the Tolbuith is occupied by the soldiers quartered in the burgh conform to ane act of Council maid thereanent, 9 Apryll 1653. The Tolbooth.

October 8. 8th Oct. 1655.

The council meet in the ordinary place, and take proceedings to obtain a commission to put to tryall John M'William, imprisoned in the Tolbuith as warlock. A Warlock case.

October 27. 27 Oct. 1655.

The parties appointed to obtain the above commission report that the judges granted their supplication, bot the comrs could not be ready to be brocht wt them except they had stayed dayes and dayes langer for the same, Wharfore they committed the obteenin thairof to Johne Edmistoun, burgess of Edr, who undertook to heve the same west within 8 dayes at fardest, And the said Johne Cuninghame baillie (and comr with Johne Smollatt) producit ane qut diligence given for that effect subscrybed be him and the said Johne Smollatt.

In the account of the comrs are sums for drink money to the advocate's man and to the keiper of the doors at the counsall.

Nov. 10. 10 Nov. 1655.

Qlk day seeing all the money that Johne M'William, sclaiter, had upon him the tyme of his last apprehending and imprisoning as a warlock in the Tolbuith is now exhausted and spent at the 6th instant, It is ordanit that he have allowed upon him for his interteinmynt since the sd day and herafter 40d Scottis per diem, To be advanced be the Theasurer till thair be course taken for getting payment off his lands, guids, or utherwys.

1655.
October 26.

26 Oct. 1655.

The q^{lk} day ther is ane commissioner sent from Edinburgh to this frae the comissioners for administra^{ons} of justice in cases criminall for transporting of Johne M'William, sclaiter, from the Tolbuith of this burgh, q^{r}in he is imprisoned for witchcraft and bigamy, to the Tolbuith of Ed^{r} of the q^{lk} commission the tenor followis :— A warlock case.

" By the Comissiouners for administrating of justice to the people in Scotland in cases " criminall.

" Forasmuch as we heve sein the confessioun of ane J. M'William, ane sclaiter, burgess of " Dunbartan, prisoner within thair jyle for the crymes of witchcraft and bigamy specia^{t} in his " depositiones, Thois ar thairfor to require you the proveist and baillies of Dunbartane, That with " all convenient diligence ye transport with a sure guard the person of the s^{d} Johne M'William from " the s^{d} Tolbuith and burgh of Dunbartan to the Tolbuith of Edinburgh and delyver him to " the magistrattis thairof who ar hereby requyred to receive him aff your hands and incarcerat him " w^{tin} their jaile and siclyke, That ye bind over suche witnesses as can evidence any thing of the " said Johne, his guyltiness of the crymes fyled, To appeir befor us in the sessioun hous at Ed^{r} " the fourt day of Decmb^{r} nixtocum (on the which day we ar to put the prisoner to his " lau^{ll} tryall), ilk persounes undir the paine of ane hundreth merks, And this in naeways ye faill " to do as ye will be answerabill. Given at Edinbru^{t} the 20th of November, 1655.

" Subscryved, GEO. SMYTH."

The which day f^{r}s^{ds}, In obedience of the s^{d} comissione, the s^{d} magistrattis and counsall hes ordanit Johne Smollat, Gabriel Porterfield, and Robert Leitch, officer, as witnessis in the criminall action to be instituted against the s^{d} Johne M'William, for the crymes forsaid, To repair to Ed^{r}, and also to convey the s^{d} Johne M'William ther saflie, and delyver him to the magistrattis of Ed^{r} c^{o}form to the s^{d} comissione, And that thay go away on Thursday morning nixt, the 29 of this instant, vpoun this burghs charges, and attend ther till the 4 of Decr nixtocum, q^{lk} is the day of his tryall, or langer, till he be put thairto, and to receave the haill papers of his declairings and confessiouns, and uthirs fra James Edmestoune, to q^{m} the sam was delyvered, to the effect ther my^{t} be a comissioun obtained to put him to tryall heire, and Robert Glen, Theasurer, is ordanit to giv to the s^{ds} as witnesses and guard, ffourtie pund in hand to ae accompt q^{ll} thay return, to beir thair charges.

Dec. 15.

15 Dec. 1655.

The q^{lk} day Johne Smollat and Gabriel Porterfield having reported thair diligence after ther return from Ed^{r}, q^{r} thay war sent as witnesses against Johne M'William, persewed criminally as warloke, showing that he was panelled divers tymes befoir thay com away, And his finall tryall was at last continewed till the first of Januar nixtocum, To the q^{lk} dyatt the s^{ds} witnesses wer sumoned apud acta. Thay gave in thair 'compt of charges as follows, viz. :—ffor copying over of Johne M'William his dittaye and declarations and c^{o}fessiouns in a good legibill hand, becaus the judges could not read those that war sent and written here, 5 lib. 8^{sh}. Item, for wryting of tua severall petitiouns craving to be quickly dischargit, 3 lib. Item, spent and given to the clerk of the criminall court, 2 lib. 8^{sh}. Item, to the maissar, 18^{sh}. Item, with Mr. William Warre, agent for this burgh, 24^{sh}. Item, to James Craig, fra q^{m} thay hyred a horss, for the hire and paines and chairge, 6 lib. 13^{sh} 4^{d}. Item, for Johne M'William his

1655. Dec. 15. charge 3 dayes at 6sh 8d per diem, 20sh. Item, for the sd tua comrs thair chairge, at 20sh per diem, 30 lib. Item, ffor thair horss' hyres, 12 lib. summa, 62lib ijsh 4d. [Accompt allowed and ordered to be paid.] A warlock case.

Dec. 29.

29 Dec. 1655.

The said day Johne Smollat, as ane of the witnesses who was sent to Edr againe Johne M'William, suspectit warlok, ffor himself, and in name of Gabriell Porterfield, and the remanent witnesses qa wer sent with him, Desyred the counsall to be remembered that conforme to ther report at ther returne from Edr, thay as witnesses were summoned, apud acta, in the criminall court at Edr, To compeir thair personallie vpoune the first day of Januar nixtocum, ilk persoune vndir the paine of tua hundreth merks money, And offered to keip the said dyatt, this burgh beiring the chairges and paying thair horss hyre; To the which it was aunsered that the magistrattis and counsall war most willing that the saids witnesses sould obey the said summones, And desyred them to do the same vpoun thair own haizard and they failyed, Bot refused that this burgh sould beir thair charges. Qrfor the sd Johne Smollat for himself and in name of the said Gabriell Porterfield protested that thay sould be safe and frie fra all hurt, skaith, and damage that this burgh sould or myt incur throw not sending eist the witnesses to keip the foirsaid dyat, to the effect above-written, wt all that may follow thairupon, And thairupon askit instruments.

The said day Robert Leitch, ane of the officers of this burgh, is ordanit (for preventing of inconvenience) as one of the witnesses again Johne M'William, to repair to Edr, and thair with certaine other witnesses who are in Edr alreddie, as Nobilstoun, and Mr. Johne Darleith (to whom the counsall and the minister of this burgh hes written to compeir and joyne with the said Robert Leitch in witnessing against Johne M'William) to keip the said dyat, and the said Robert Leitch sall be considered be the counsall for his charges at his return.

1656. January 5.

5 Jan. 1656.

Robert Leitch, ane of the officers of this burgh, now admitted messenger, returned from Edr, did at command of the comrs for the administration of justice in cases criminall produce to the counsall ane precept direct to the sd comrs vndir thair hands. To ———, messenger at arms, for sumonning of the persons thair mentioned, burgesses and inhabitants of this burgh and territorie, with dyvers other persons, . . . the same conteining ane blank for inserting of mair persons, all as witnesses vpgivers of dittaye, receavers of malisses or wronges be Johne M'William, warlok, in thair persons or guidds, and who saw the devill's mark upon him, all to compeir befoir the sd comrs at Edr upone the first Tysday of Februar, being the first day thairof, To beir suthfast witnessing agains the sd Johne M'William in sua far as thay know or sall be speired at them in the said mater, ilk person under the paine of tua hundred merks money, And requyred the said magistrates and counsall to caus put the said precept to dew executione, conforme to the tenor thairof, and thairupon the said Robert asket instruments, Which precept thay redelivered to the said messenger, whom thay employit to execute the same, and requyred him to go about the executione thairof diligently and exactly conforme to his office, as he will be anserabill at his perill, and to return his diligence and executione to the counsall. Qrupon Robert Glen, comone pror at this burgh, asked instruments.

Dear Sir

Chelsea March 4th 1756

Your very kind Letter afforded me real Pleasure, because it breathes genuine Friendship and Sincerity. Such Language of the Heart I prefer to all the Trappings of Eloquence; to all the Bribes of Ostentation — the Circumstance of our Cousin Theophilus is to me amazing; & resembles the Suggestion of a Dream. I feel a strange Curiosity to see the man. What says Mr. Bethune & the Females of our Family? — considering the low Ebb to which we are reduced, this is a Foot of any distinction to the Name — I begin to think we were originally Malet or Molet & came from Normandy with the Conqueror — he had followers of both Names, & they settled in the North — William Malet was governour of York & a very gallant Officer. The S. may have shifted its place from the End of the Pedigree to the Beginning of the Surname — there is a Norman who keeps a public House in the Strand of Chelsea of the name of Jonas Mollet — I have by me an old Diploma signed at Eton about Six hundred years ago, S. Malet ad-junior Scholar medicinalis magister — I should be very glad to know if you have any Anecdotes of our little Family. I have been told they were Freeholders in Dumbarton four hundred and years ago — by the bye, I find Dumbarton was once the Capital of the Kingdom of Strathclyde inhabited by Britons or Cumbrians, whence it name of Dumbritton; that this Kingdom extended westerly to the Extremity of Cunningham or the Cumrae Islands in the mouth of the Clyde; that it was bounded by the Forth on one side and the Irish Channel on the other — the greatest part of Dumbarton has been destroyed by an Inundation — I myself when a Boy have felt the Tones of the Pavement under water between what is called the College and the Town's End. I think I remember to have seen the Ruins of old Stone Houses on the other side of the Sands; and on your Ground at the Stony flat there are many Remains of Druid Worshipping Places — I am persuaded that an Antiquarian would find much entertainment about Dumbarton & even some Noble Monuments of Roman Antiquity; for, there was a Roman Station within three miles of the Place at Kilpatrick, for the Guard of the Wall built by Lollius Urbicus in the Reign of Antoninus, commonly called Graeme's Dyke; which Buchanan ignorantly confounds with the wall built by Severus from the Tyne to the Tyne in the North of England; and as the Britons of Strathclyd were under the Roman Protection they must have had an intimate Intercourse, & without doubt the Roman Generals & Officers of Rank lived at Dumbritton — You will think this a strange Rhapsody: but to me the Subject is interesting. I have had occasion lately to inquire into the Antiquities of our Country — I find the Scots came from Ireland but yesterday, in comparison with the antient Seat of the Caledonians & Britons of Strathclyd — I wish fain derive myself from these last; but whether antient Scot, Briton or Norman, I certainly am with equal Affection & Esteem, D. Sir your very humble Servt

T. Smollett

My wife presents her best wishes for Mr. Smollett & you, & hopes Dunnywall also be amiable —

12 Jan. 1656.

1656. January 12. Robert Leitch, messenger, is ordained to receive from Mr. David Elphinstone ane roll or list of the other persons names not contened in the process against Johne M'William (for which there is ane blank left in the said precept) whom the said minister knows to be vpgivin of dittaye, or to be abell to witness any thing againe the said John M'William, And conform to the said roll to sumond the said persons be vertew of the said precept, which roll the s^d minister undertook to give to the said Robert. A warlock case.

8th March 1656.

March 8. The Treasurer ordanit to pay Robert Leitch the sum of threttie punds Scotts for his charges, paines, and expensis, loss and damages undergone and susteined be him in sumoning and charging of witnesses, dilatours, and vpgivers of dittaye, and ane assyze in the criminall persewt, Befoir the Com^ns for the administration of justice in causes criminall against Johne M'William, warlok, and that in this burgh and shyre, Aberfoyll, Dunbar, and Ed^r, q^rby he lost his hors, which threttie pund is by and besyd sex pund Scotts paid be the s^d Thresurer to the s^d Robert Leitch, And also by and besyd ane half crowne ordained to be payit to him be ilk person conteined in his warrand and precept as war permitted to remaine at home.

27 March 1656.

March 27. Cap^tn William Davies, governor of the castell, and a number of officers of the garrison admitted burgesses. New burgesses.

9 Sept. 1656.

Sept. 9. Inventor of the wechts, measures, etc., in the custom house of this burgh delyvered to James M'Kane, present fermar of the pettie customes fra Beltane 1657 to Beltane 1658. Imprimis, sex yron wechts with rings,—viz., ane four stane twa pund, another of thrie stane, another of tua stane, another of ane stane, all Flanders wecht. Item, ane on stane and half of tron wecht. Item, Twentie-twa peckes, q^rof ten delyvered to Walter Brok, coupar, to be dressed, of the q^ch 22 thair was 3 maid be Patrick M'Maines for q^ch he is p^ntly to pay at 13^sh 4^d the pair. Item, Three firlottis,—viz., ane salt firlott, a bear firlott, and a corne firlott, at 18 peckes the corne firlott. Item, Ane brass custome laidill, &c. &c. Burgh weights.

27 Sept. 1656.

Sept. 27. To all and sundrie whom it effeirs to whois knowledge thir present letters sall cum, We, Maister James Campbell, proveist of the burgh of Dumbartane, Johne Cunynghame, and Johne Buchanan, baillies thereof, and the haill persounes of the counsell of the same under-subscrybing, Greeting, &c. Witt ye Forsameikle as We with ane great part of the commounitie of the said burgh being convenit in our Tolbuith thereof anent the supplicatione givin in to us be William Wilsoune, smith, our comburgess, and present deacon of the hamermen craft of the said burgh, and be Johne Mitchell, William and Johne Clarkes, William Glen, James Wood, Henrie Colquhoun, and Thomas Potter, wrights, Johne Ritchie, Johne Craufurd, and William Craufurd, smithes, and George Lachlan, maisson, all our comburgesses, For themselves, and in name of the remainent maisters of the said craft of hamermen, burgeses and fremen of the said burgh, consisting of wrights, smithes, maissones, sclaiters, and saddlers, making mentione That wher be ane act of counsell of the said burgh of the dait the sext day of March the zeir of God J^m vj^c Hammermen Letter of Deaconry or Charter of Incorporation.

1656. Sept. 27. Hammermen Letter of deaconry.

threttie-fyve yeirs proceeding upon ane supplicatione bean givin in to the proveist, baillies, and counsell of the said burgh for the tyme be the deacon and certane members of the hamermen craft of said burgh (consisting of the particular trades above mentionat) craving ane letter and priviledge of deaconhead to be maid, givin, and grantit to them and thair brethreine burgesses of the said burgh, as was made and granted to the tayleurs and cordoners of the said burgh of befoir, The saids proveist, baillies, and counsell of the said burgh for the tyme, for ane certane soume of money then payed to the said burgh, and employed to the common weill thairof, granted to saids trades the desire of their said former supplicatione, and ordained the clerk of the said burgh for the tyme to draw up ane letter of deaconhead to them in all poynts, clauses, priviledges, and conditions as was given of befoir to the saids tayleurs and cordaniers of the said burgh, as the extract of the said act of counsell of the dait forsaid under the signe and subscriptione manwall of the deceist David Watsoune, common clerk of the said burgh, shown and produced befor us at mair length, did bear, and therefor humbly and earnestly be our testemoniall to them and there successors, deacons and maisters of the craft consisting of the particular trades above specifit, the libertie, priviledge, and friedom of the choising and electing of ane deacon of the said hamermen craft be themselves yeirly before Michalmas, the tyme of the choising and electing of the magistrates and other officers within the said burgh, in all tyme cumming and the acts and statutes underwriten to be set down be us for the comoun weal of the said burgh and weal of the said craft, That heirafter the inhabitants of the said burgh and his hienes subjects resorting thairto be not damnified nor prejudiced be ignorant and unlearned craftsmen, bot may be served sufficiently in good wark by skilful, learned, and perfyt craftismen within the said burgh, and ther decayed and poor bretheriene of craft helped and supported and the magistrates better served and attended upon in the commoune affairs and businesses of the said burgh, and to be authorized be our testimoniall thereupon, under our commoun seall of the said burgh, as the said supplicatione at mair length did contain, and We, being riply advysed therewith, and finding the same to be reasonable, tending to vertew, and for the public weal of the said burgh, and particular weill of the said hamermen craft and to the flourishing and increase therof, and alas considering that this burgh was erected be the decesit King Alexander the Second of worthy memorie with als great priviledges, liberties, and friedoms as the burgh of Edinburgh or any other burgh royal in this nation, and ratified be the deccasit King James the Sext, of most excellent and worthie memorie, and that therfor the crafts of the said burgh sould injoy the lyke fredome, priviledge, and deaconhead, and all other privilidges and liberties as the crafts of the said burgh of Edinburgh, or any other burgh royal within this natione doth injoy, Thairfor, and for the said soume of money payed and advanced of before be the said craft to the said burgh and employed to the common weill as said, We have given and granted, lykas we be the tenor heirof all with ane consent for us and our successors give and grant libertie, privilidge, and friedome to the said William Wilsoune, present deacon, and to the head maisters and remanent maisters of the said hamermen craft and their successors hamermen maisters of craft (consisting of the particular trades above specifit be reasson of thir particulars) present and to come, bein fremen within the said burgh, once every year before Michalmas to conveine and choiss them ane deacon of ther said craft for the year to come in manner following—namely, the said deacons and maisters of the said craft of hamermen (con-

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sisting as said is), and ther successors sall give in yearly to the provost, baillies, and counsell of the said burgh the names of six persones of said craft, out of the whilk number the said proveist, baillies, and counsell sall choise thrie to be letes of deaconhead, and give back the same to the said craft (the old deacon of the yeir preceeding being allways ane of the said thrie persons on the lete of deaconhead) out of the which three personnes giving back to them in lete by the magistrates and counsell yearly the said craft sall choiss ther said deacon yearly, which deacon sae chossen sall have power to choiss tua quarter-maisters, or more as thay please, to be his assisters for the year to come, who being so lawfully elected and choisen sall be presented befoir us and our successors, proveists, baillies, and counsell of the said burgh, the next counsell day following and there sworne, addmitted, and authourized, and being soe lawfully admitted, We, for us and our successors, authoriz them with all and sundry lawfull privilidges and liberties as the lyk craft within the said burgh of Edinburgh has, with full power to the said deacons, with the advice of the remanent maisters of that craft, to make and set doune actes and statues for the gude weill of the said craft and concerning the affairs and poynttes therof allanerly and noways prejudiciall to the commoune weill of the said burgh burgesses and inhabitants therof, and others resorting therto, which actis to be sett doune by them thereanent being always found reassonable be us the said proveist, baillies, and counsell of the said burgh and our successors sall be authorized and allowed be us, and being fund reassonable and so authorized as said is, thay sall give power by ther own officer to poind ther brethren of craft for their own unlaws decerned against them, and sall give concurrence thereto (if neid be) of the officer and serjeant of the said burgh, and in the meantyme we, with advice and consent of said craft (consisting of the particular trades forsaid), statute and ordain that nane of the saids craftismen tak ane unfrieman or outer tounesbairn to be his prentice, while the deacon and his assessors be convened and tak tryall if any friemen and burgess doth desire to have ther bairns instructed in that craft, and if any be so desirous the said friemans bairne to be accepted and receaved prentice before any unfrieman or outer tounsbairn vpon ane reassonable pryce and prentis fee: Item, That ilk prentis at his entrie to the said craft, if he be ane unfriemans sone, till pay to the crafts box thrie pounds Scotts money, and if he be ane burgess sone only twenty shillings money of entry to the said box, to be bestowed to the commoune affaiers and weill of the said crafts and relieff and help of the poor decayed brethreine thereof: Item, that neither prentis nor ither personne of the said craft be suffered to sett up ane bothe nor work in the said burgh till first he offers his sey to the deacon and be fund worthy and able to be ane maister of the said craft and examined, tryed, and addmitted thairto by the said deacon and his assesors and head maisters foresaids: Item, That it sall not be leassume nor lawful to the said deacon nor head maister of the crafts to make any free with the crafts to work tharin be himself as ane maister to his own profit within the said burgh, whille first he be made frieman and burgess of said burgh by the proveist, baillies, and counsell therof for the tyme: Item, That ilk man setting up ane bothe or admitted to be ane maister of said craft sall pay thair upsetts as followith—(viz.) ane burgess son of the said burgh who has learned and served his prentisship within the said burgh the soume of fourtie shillings money forsaid, and if he be the son of ane free craftisman and burgess of that craft the sume of twentie shillings money only, and ane unfriemans son who has learned and served his preintisship within the said

1656. Sept. 27. burgh the soume of four punds of money forsaid, and ane stranger or unfriemans son who was not prentis within the said burgh the soume of twentie merks money forsaid of upsett money to the said box of thair craft for the use and behoof forsaid: Item, That nane of the said craft presume to injure thar deacon be word nor deed, nor disobey him in any lauful mater concerning the said craft and his privilidges and authourity, and who does in the contrair, being convicted thereof and fund culpable be the head maister of the same craft sall be discharged from wark till he pay ane unlaw to the box and sall satisfy the said deacon for the offense be the sight of the said head maisters: Item, That nae unfrieman be suffered to brook or use any friemans liberty of the said hamerman craft within the burgh be working to his awn profit or using therof or keeping ane booth: Item, That nae unfrieman be suffered to work in said craft or trades forsaid to any private or particular burgess indweller in said burgh within the houses, if friemen of the said craft of this burgh be willing to work the same as chaipe as unfree craftismen sua that befoir any burgess or inhabitant bring in unfrieman to work tha sall acquaint the deacons tharanent, to the effect that he may cause ane frieman work the same sufficiently als chaip, as otherwise it may be lawfull to burgesses to tak in unfriemen to work there work within thair houses: Item, That the deacon and his assessors, upon the complaint of any man for insufficient work, tak notice and tryall therof, and cause the person complainer therof be satisfied of ther scath, through the insufficiencie of ther wark, and unlaw also the worker or maker of the said insufficient work in ane unlaw, to be payed to the box, and applied in manner above written; Item, That ilk frieman of the said craft sall pay quarterlie to thair commoune box, to be put tharin be the deacon and his assessors, tua shillings of Scotts money; Item, That all maner of soumes of money, entries, silver, upsetts, accidental unlaws, and ither causaulties of the said craft belonging therto, whensoever and how oft thay sall happen to fall, sall be put into the commoune box for the weill of the said craft, quhilk box the deacon yeirly for the tyme sall have in keiping and custody, and tua maisters of said craft, chossen by the brethren of the said craft, sall keep the keys tharof, and that nothing be taking furth of said box, nor disponed of saides monies but where it stands, instead for the commoune weill and profit of the said craft and releiff of thair decayed brethern, and that by the knowledge and consent of the brethern and thrie speciall maisters of the said craft at least, chossen for that office be the haill craft, and ordains the deacon yearly to cause reid publicly this present letter of deaconheid and acts above written to the brethreine of the said craft, that they pretend no ignorance; Provyding allways, likeas it is heirby speciallie provided, that these presents be noways prejudiciall to us and our successors, anent our authorities, liberties, and priviledges of the said burgh, And for securitie consents these presents be insert and registrat in the comoune registar of the said burgh, therin to remain ad futurum rei memoriam, and to that effect constitutes

our procurators. In witness wharof, we have subscrybed thir presents, written be Johne Lindsay, servitor to Johne Bontine, our common clerk of the said burgh of Dumbartane, at our command, with our hands, our common seill of the said burgh is heirto appended. Att Dumbartane, the twentie sevint day of September, the year of God one thousand sax hundred and fiftie six zeirs, Befoir thir witnesses, William Sempill, taylior, burgess of the said burgh; Robert Leitch, messenger; and Johne Porter, toune officer of the said burgh; and the said Johne Lindsay. J. CAMPBELL, proveist; J. CUNNINGHAME, baillie;

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1656. Sept. 27. J. BUCHANAN, baillie; J. EWING, counsellor; W. D. M'ALPINE, deane of gild; JAMES MUN, theasurer; J. SMOLLETT, J. PORTERFIELD, D. CAMPBELL, J. MALCOLME, WALTER WATSON, ROBERT GLEN, and A. PORTERFIELD, counsellors. J. Bontine, notar publick and commone clerk of the said burgh, do subscrybe these presents for and at command of WALTER CAMPBELL, merchant, and ane of the counsell of the said burgh, who, as he declairs, cannot write himself; and also for and at command of the community of the said burgh, also convenit, witness this my signe and subscriptione.

J. BONTINE.

1657. February 9. "BE IT KEND to all men be thir present letters, We, master David Elphinstone, present minister at the kirk of Dumbartane, and the elders and deacons of the said kirk under subscrybing, For ourselves and in name and behalf of the remanent elders and deacons therof, and our successors, ministers, elders, and deacons of the same, For ane certane soume of money reallie and with effect payed and delyverd to us be James Wood, wright, burgess of Dumbartane, present deacon of the hammermen in the said burgh, and be William Wilson, smith; William Clark, wright; William Crawford, smith; Johne Mitchel, wright; Johne Ritchie, smith; John Clark, wright; George Lachlane, wright; William Glen, wright; Henry Colquhoune wright; and Thomas Potter, wright, For the use of the said kirk repairing and upholding tharof, wherof we, for us and our successors forsaides, hold us weill content to discharge the said hammermen and ther successors of the same for ever renouncing therby the exceptione of not numbered money, and all ither exceptions of the law in our favour that may be presumed or alledged on the contrair, and have therfor designed and allotted both we for us and our successors foresaides and be thir letters design and allot to the said James Wood, present deacon of the hammermen in the said burgh, and the said William Wilsonne, William Clerk, William Crawford, Johne Mitchel, Johne Clark, George Lachlane, William Glen, Henry Colquhoune and Thomas Potter, as head maisters of the said hammerman craft, and the haill remanent members and friemen of the same craft and their successors, head maisters and friemen therof allanarlie, consisting of wrights, smiths, masons, sclaitters, and saddlers, irrevocablie and for ever, all and haill that seat in the wester laft of the said kirk, consisting of thrie seats back or westward from the forebreast of the said laft, upon the south side of the same laft, betwixt the ither seatts in the said laft, belanging to the taylours of the said burgh, and the centre passage and entrie to the said seatt on the north and the south syde wall of the said kirk on the south pairt, with frie issue and entrie tharto, and all other priviledges and commodities whatsomever requisit and known righteouslie to belang to the said seatt and centre passage to the said present hammermen of the said burgh, to be peaceablie brooked, enjoyed, and possessed by them and ther successors irrevocably in all tyme comin, they always observing and keeping the order of deaconrie and the ither actis, statutes, and ordainances of the said kirk and sesson tharof, made and set down theranent; vpon the which conditions we, for us and our successors forsaides, oblige us to warrant this present right and designation to be gude, valid, effectuall, and sufficient to the hammermen and ther successors forsaides allanerly at all hands, as law will. In witness wherof, we have subscrybed ther presents (written by Johne Lyndsay, servitor to Johne Bonteine, toune clerk

The hammermen's seat in the parish church.

1657. February 9. of the said burgh of Dumbartane), with our hands, at Dumbartane the nynth day of Februar j^m vj^c and fifty seven yeairs, befoir ther witnesses, Johne Mitchel, younger, saddler; Robert Leitch, one of the town's officers of the said burgh, and the said James Lindsay, writer tharof. W. D. Elphinstone, Min.; Johne Noble, elder; P. Ewing, elder; S. Bonteine, elder; D. Campbell, elder; James Mun, elder; J. Porterfield, elder; Daniel ———, elder; P. Williamson, deacon; William Craig, deacon; Adam M'Caa, deacon; W. Porterfield, deacon; Johne M'Caa, deacon.

9 Feb^ry 1657, Received be me, Gilbert Porterfield, Kirk Thesaurer, from the said deacon of hammermen, for the said seatt, thrie scoir nine pund v^sh viij^d Scotts, as witness my hand.

"G. PORTERFIELD, Thesaurer."

May 2. 2 May 1657.

A cargo of salt and wyne offered to the toun a common bargain,—the salt at eight pund Scot the water boll, and the wyne at twentie pund st^g the tun. On the 6th day of July the captain is unlawed for componing with Glasgow burgesses befoir entering his cargo in the port of Dumbarton. Salt bought.

July 29. 29 July 1657.

Action to be raised against the Laird of Luss for encroaching upon the Leven fishings at the mouth of the Loch. Laird of Luss.

1658. January 23. 23 Jan. 1658.

Accompt for the quartering of the soldiers, from 11 Sept. to 11 Jan., extending to thrie scoir sevin pund syxtein s^h Scottis. Quartering.

April 7. 7 Apryll 1658.

A com^r to be sent to Ed^r to a convention called for staying of a grant making the toun of Paisley ane royal burgh. Paisley.

October 17. 17 Oct. 1658.

Walter Watson, provest, and Johne Cunighame, baillie, appointed com^rs to go to Inverary to the Marquis of Argyll to "purchas ane letter of recommendation to the com^rs for the administration of justice anent the action depending betwix this burgh and Glasgow for getting the action called and a quick despatch." The Action against Glasgow.

Nov. 9. 9 Nov. 1658.

Com^rs sent to Ed^r with "ane old charter, under the great seall, grantit be King Alexander," of the lands of Murvaich to this burgh, daited at Air, 28 J^an, and of the King's reign the 17 yeir. Burgh charters.

Ane uthir charter be King Alexander, of the founding of this burgh, dated 8th July, at Jedbrut, in the 8 yeir of his reign, under the grit seall.

Ane uthir charter be King Alexander, of the toll and customs of this burgh and tua pairts of Murvaich, dated at Ed^r the 12 of Dec., and of his reigne the last yeir.

Dec. 25 25 Dec. 1658.

The q^lk day, anent the grievance gevin in be the persones in this burgh vpon quhom the horsmen and horss cum to this burgh this winter ar quartered, Schawing that the allowance of 5^sh ilk weik for ilk man is not sufficient, but too little to furneiss the fyre, bedding, and uptaking of thair rooms, and that the persones are not abill to furneiss the coill to them, The regulating Quartering.

1658. Dec. 25. and answering of the same is deferred till the provist and the ither baillie return from Edinburgh.

James Mun and Williame Craig are, with the tua quarter-masters, ordanit to cast on vpon the horss within the territory of this burgh sex scoire fiftie-sex loads of coills, to be brocht in be them to the housses q^r^in the trowpars are quartered, and this cost to be p^n^tly expede that the coills may be laid in betuix and this day 8 days, or the 8 of January nixtocum at fardest, The trowpars being estimat to be twentie in number, and appointing sex load to ilk trowpar for the interim.

Dec. 27. 27 Dec. 1658.

Johne Cunighame, baillie, and Johne Smollatt, dean of gild, com^rs^ for this burgh, being returned, hes as a pairt of their deligence, producit ane large informatione in writ of the wholl disput of the cause betuix this burgh and Glasgow, contening sevin pages in folio, By and besyd the former large infor^mn^ sent home thereanent be the s^d^ com^rs^, q^lk^ is put in the charter kist. Action against Glasgow.

1659. Feb. 5. 5 Feb. 1659.

The com^rs^ to Ed^r^ give in their account of charges. Among the other items are:— Expenses.

	Lib.	s.	d.
To Mr. Peter Wedderburn, advocat, for fyve consultations and his compearance for this burgh,	92	16	0
To Mr. William Maxwell, advocat, for his compearance and at four consultations,	69	12	0
The first com^rs^ chairges 49 dayes at 4^lib^ per diem,	196	0	0
David M'Alpine's chairges, 22 dayes at 2^lib^ per diem,	44	0	0

August 27. 27 Aug. 1659.

All ballast brought in to the Levin to be applied for the common guid of the burgh, and private persones inhibit from meddling with the same in any way. Ballast.

Sept. 3. 3 Sept. 1659.

The magistrats and counsell being credibly informed of the removall of Lieutenant Richardsone from the garrisone of Dunbartane Castell, in whose hands the entries of vessells coming in Clyde and deids belanging to this toun is deposit and consigned, and finding it necessar ther be another persone appointed for receiving q^t^ moneys is alreddie receavit be the s^d^ Lieutenant, or q^t^ shall heirafter happin to be entered or receaved, John Smollat, dean of gild, is therefore appointed a com^r^, to repair vpon Monday nixt and represent the cais to General Monk, that some other fit person be appointed. Clyde dues.

October 15. 15th Oct. 1659.

The q^lk^ day, anent ane act actit in the buiks of justiciary of this burgh be James Anderson, messenger, q^r^in he oblisht himself, anent the putting away of his wyfe, to banish himself gif neid war out of the burgh, and also that the sentence of excommunication might be direct against him, And now the said James, confessing that he had not observed the tenor of the said act, is ordained to repair out of this burgh again Monday nixt, the seiventein instant, be ten hours, and never returne thairto, with certificatione if he do not he will be banisht with the hangman out of this said burgh, and ordains the hangman so to do in Banishment.

1659. October 15. cais of his not going away agst the said day, and remittit the sentence of excommunication against him to the minister.

Nov. 26. 26 Nov. 1659.

The com^{rs} returne from General Monck with a letter, giving the magistrattes powar to suppress tumults, stirrings, and unlawful assemblies, the magistrates to returne their answer to Berwick. Suppression of disturbances.

1660. Feb. 4. 4 Feb. 1660.

James M'Arthour, theasurer, is ordanit to pay to Gay Littlejohne, painter, the soume of twenty merks, and that in full payment to him for culloureing of the counsall seat and of the horologe; and because the said Gay Littlejohne is auchtand [certaine] sowms to Elizabeth Stirling, ordanis the Theasurer to pay the said Elizabeth. The painter.

May 18. 18 May 1660.

The s^{d} day, his Majestie King Charles the Second, of blessed worth, being in the twelff yeir of his reigne, was proclamit King of Great Britain, France, and Ireland, defender of the ffaith, and that with all dew solemnitie in [haiveing] on of bonfy^{rs} throw the burgh and singing of psalms at the Croce, efter prayer maid be the minister, Mr. David Elphinstone, and with beating of drums through this burgh, and in reading the proclamation with all dew respect, and efter affixing the samen upon the Croce. Proclamation of King Charles II.

May 26. 26 May 1660.

The accompt of wyn, beir, tobacco, and glasses, furnishit be severall inhabitants of this burgh, for the use of the magistrattes and counsall of this burgh, on the auchteen of this instant, q^{lk} was the day of his Majesty King Charles the Second being proclamit, q^{lk} accompts extends to the soum of thrie scoir twelf pund and nyntene^{sh} 8^{d}, the theasurer ordained to pay the same, Likeas the sum of seveintein pund 8^{sh} to the guard for guarding the magistrattis at the tolbuith, and to the drummer for beating there.

A supplication given in by Johne Robertsoune, baxter, complaining againe Janet Telfourd and Jean M'Clintock, for buying and retailling of wheat bread to his prejudice, the q^{lk} if it is tollerat, he will be forced to leave the toun, vpon which supplication it is concluded that the parties complained against be prohibited from retailing of all bread in future, except on mercat dayes. The baker's complaint.

June 9. 9 June 1660.

Johne Cuninghame, as com^{r} to the convention at Ed^{r}, reports that the thousand punds given by the representatives of the burrows to King Charles at Breda, was to be repayit to the severall burrows, and that he (the com^{r}) had given to the Treasurer sex pund st^{g} as this burgh's proportion. Royal grant

Each horse in the burgh to lead twelf draught of stanes to the common passage betuixt the Colledge and the provist's barns.

Act anent the lands of Brownhill pertaining to the lands of Murvaich.

July 3. 3d July 1660.

The q^{lk} day, being ane day of thanksgiving vnto God for his majestie's happie return to his peopill and government, the provist, bayles, and counsall of this burgh, accompanyed with severall gentlemen of the shire of Dumbarton, went to the mercat Croce, and thair red the paper Restoration rejoicings.

1660. July 8. Testifeing this burghs loyalltie to his Majestie Charles the Second, Thair being bonfyrs on throw all this burghe, and drums beating, and cannon shoting from the castel. [26lib 6sh 8d in the Treasurer's accompts for the day's rejoicing.]

Sept. 8. 8 Sept. 1660.

Provost Watson and Johne Cuninghame report that in the Convention of Estaitts they had craved that this burgh be reponit in the right of collecting the dues in Clyd, taken from them by the lait usurped authorities of the English Counsell of Stait, bot they got no satisfactory answer. The usurpation.

Sept. 29. 29 Sept. 1660.

The which day, In respect that the former magistrates of this burgh have been still continewed and electit of new againe magistrats thairof, and have continewed in the office of magistrats sindrie and diverse yeirs togither, contrair to the act of burrows, ffor remeid q^r^of, and to the effect that magistrats of this burgh be not still in office, It is hereby statut and ordanit, That no magistrat whatsomever in plaice and office at present, or that shall happen to be in place and office within the burgh in tyme coming, shall continew in thair officis above two yeirs togither, and ordains this act to be observit and followit in tyme coming in the yeirlie election of this burgh. Election.

1661. Jan. 9. 9th Jan. 1661.

Robert Marshall craves to be received as a frieman of the burgh. The hammermen object, on the ground that he will not confine himself to work at the mason trade alone. The council grant his application, and give him liberty to work at what trade he can. New freeman.

Feb. 2. 2 Feb. 1661.

The magistrates and council, considering that Walter Watson, as com^r^ to the Parl^t^, has unadvisedly been supplicating the Parliment anent our water works, ordain that he be requested to desist, on the ground that he was not instructed so to do, and that it might prejudice the burgh in obtaining a renewal of the tack of the water of Levin, and the horse, sheip, and kine dewtie. Waterworks

April 27. 27 April 1661.

The Spittal Burne being quyt spoyled by inundation, and the lieges prejudiced in their passage to and from this burgh, it is resolved that Johne M'Intyre in Guiseholm repair and keip up the same, in conformity with his offer so to do, for ten pund Scots and threttie shillings yeirlie. The Spittal Burn.

May 5. 5 May 1661.

The magistrates and counsell, considering that at their public solemnities they are always trubillit in borrowing of ane counter cloth for covering of the counsell table, and Margaret Buchanan having ane which she is willing to sell, Thairfor it resolved to agrie, if possible, with her anent the pryce thairof. Table cloth to be bought

May 25. Vicesimo quinto May 1661.

The minister and session complaining that vpon the weeklie days sermon Thair ar several merchants and traidsmen within burgh who, in tyme of sermon, mak their merchandise and wark their wark, to the great dishonour of God, contempt of the gospell, and hinderance of Trading on Sunday.

1661. May 5. their awn edification, Thairfor, for preventing of the lyk in tyme coming, the persons so transgressing sall pay ane unlaw of 40/. Deacons to acquaint the trades, that nane pretend ignorance.

July 3. 3 July 1661.

The Lin to be cleaned of rocks and stones, that vessels may come safely in.

July 27. 27 July 1661.

The inhabitants to arm themselves, and attend the magistrates when proclaiming the lammas fair.

Sept. 20. 20 Sept. 1661.

Act passed for levying tua months cess for the use of the Lords of Session.

Oct. 26. 26 Oct. 1661.

Watching of the Burgh.

The said day the magistrates and counsall, takeing into consideration the prejudice and loss that the merchant burgesses and inhabitants hes, and may for the future sustain, throw some theifs thair breaking of houses and shops in the nyt tyme, ffor remeid q^r^of It is statute and ordanit that all the burgesses and inhabitants of this burgh shall, in tyme coming, during the counsalls will and pleasur, watch this burgh ilk night in maner following—viz., sex men ilk night and the quarter^mr^ furth thairof, to be appointed be the magistrates for having command of the uthir five, And to begin to the watche the same nicht, and so furth to continew nightly; and for the better accommodatione of the said watches, the theasurer is ordainit to furnish coall and candle for thair use in the tolbuith—viz., two peks of coall, heiped, with four candle nightly, with this certificatione, that such person who fayles in their nightly watches shall pay of fyne 12^sh^ Scottis, toties quoties.

Nov. 9. 9 Nov. 1661.

Herringsent to the town's advocate.

James Lindsay, theasurer, to causs make eight half barrels, and fill the same with good and sufficient herring, for sending to Ed^r^ from this burgh, for thair advocatts use, and to send them away with all convenience, and ordains ane ba^rl^ to be sent from this burghe to William Archour, for delyvering of them.

Oath of allegiance.

Magistrates and pairt of the counsall take the oath of allegiance.

1661.

Act in favour of the Burgh of Dumbarton, passed in the Parliament of 1661.

Anent the supplication given in to his Majestes Commissioner and Estates of Parliament appointed for bills be the proveist, baillies, councill, and comunity of the burgh of Dumbartan, shewing that the said burgh is situat betwixt the rivers of Levin and Clyd, and Levin being ane river of strong current, not only is therby the lands and burrow rudes thereof totallie waisted and overflowen, and the water works defaced, which were antiently builded by the supplie of his Majesties grandfather, King James the sext, of blessed memorie, who had a particular regaird and respect to the said burgh, for their constent loyaltie and affectioun towards his Majestie, and knew well how much it imported to his Majesties service and peace of the kingdom to have the said burgh preserved from the impetuosities of the said river, and to have a constant passage betwixt the said burgh and the hielands without boats, and that the said burgh, as it was not able to build the same work at first without the charitie and assistance of his Majestie, so it is now altogeddir unable to repair the same, being exceidingly impoverished by continuall heavie taxes, plunderings, quarterings, and other extraordinary

1661. and unsupportable burdens imposed vpon them be the lait usurper, for their constant and nottour loyaltie and affectioune to his Majestie and his interests, And thairfor desireing the saidis Estates of Parliament to take the premises to consideratioun, and to prevent, by some effectuall course, the ruines of the said burgh and inhabitants therof, And that the saids works may be repaired for the common good of the kingdom, To allow to the said burgh the publict assessment and excise of the same burgh for such ane time as at the sight of judicious persones may be thought necessar for repairing of the saids works, and preventing the utter ruin of the said burgh; which supplication, with the report of the commissioners appointed for bills and trades thereanent, being seen and fullie considered be the Lord Commissioners grace and the Estates of Parliament, And they therwith being well and ryplie advised, The saids Estates of Parliament heirby appoints and ordeanes ane contribution to be collected and gathered at all the parish churches, both in burgh and landward on the south side of the water of Forth, for the case above written.

1662. April 26.

26 April 1662.

The Treasurer produces his accompt of the chairge the burgh was at in welcoming the Earle of Glencairne, lord heigh chancellor, and that at the Little Bridge of this burgh, in respect his l°, as he declared, could not come in to the tolbuith, as use is, and which accompt extends to the sum of twenty pund ten^{sh} six pennies. Account allowed. Entertainment to Glencairn.

October 4.

4 Oct. 1662.

Johne Earle of Middleton, his M^{ties} Com^{r}, James Marquis of Montrose, James Earle of Newburghe Cap^{tn} Life Guards, William Earle of Kilmarnock, Charles Earle of Aboyne, William Earle of Mortoune, James Lord Kilmars, Johne Lord Sinklair, George Earle of Linlithgow, Johne Lord Fleming, George Lord Ramsay, Mungow Murray, Lt Life Guards, Sir Robert Fleming, Cornet thairof, Sir James Middleton, b^{r}-german to the Com^{r}, Sir Allan M'Lean of Dowart, William Fleming, son to Earl of Wigton, and Johne Dundas of Baronies Hall, all compeiring, were maid freemen, burgesses, and gild brithren of this burgh, and took the usual oaths. New Burgesses.

October 11.

11 Oct. 1662.

The race saidle and furneising, and ane pair stockings run for at last midsummer fair, extending to seventein pund eight s^{h}, not allowed of befoir is now allowed.

Nov. 22.

22 Nov. 1662.

Ten half barrels of herring to be sent into Ed^{r} to the advocatts of the burgh—viz., tua to Sir Peter Wedderburne, tua to William Maxwell, ane to Lochie Mathus, ane to Thomas Wallace, ane to Johne Cunynghame, ane to James Rose, ane to Walter Ewing, ane to Alexander Maxwell, and ane to Alexander Watson, merch^{t} in Glasgow. Herring to be sent to the Town's Advocate.

1663. July 1.

1 July 1663.

The q^{lk} day it is statut and ordained that in respect of the manifold charges this burgh has been at in upholding the timber briggs at Gruggies Burn thir dyvers yeirs bygane, and which charges might have built a stane brig, Thairfor to the effect ane stane brig may be built with ane pen on the said burn, for the better and mare safe passage of the liedges to and from this burgh, appoints James Thorne, m^{r} of warks, with the assistance of William M'Ky, to be overseers of the s^{d} wark, and for the better cair thairof appoints ilk member of counsal to go Bridge at Gruggie's Burn.

1663. July 1. out ilk day as thay sall be warned, And ordains the bridge to be built all of hewne stane in the pens and above, and ordains that stanes may conveniently be had out of the colledge, in so far as shall not damnifie the standing pen to be applied for the use of the said bridge. Baillies and others to contract with the masons.

July 18. 18 July 1663.

Burgh Income and Expenditure.

Treasurers account extending from Whitsunday 1662 to Whitsunday 1663,	Lib.	s.	d.
Charge, ...	2085	3	6
Discharge, ...	1623	3	8

October 3. 3 Oct. 1663.

Provost's Fee.

The q^{lk} day the magistrates and counsall taking to their consideration, That the provost of this burgh, in all tyme bygane, hes receavit only ane yeirly feall of ten pund Scots money, and q^{lk} sum is correspondent to the same feall that the baillies, theasurer, and clerk receaves, which is contrair to the use and custom in all other burghs, Thairfoir it is hereby ordanit and appointit, that for the yeir to come—viz., to Michaelmas nixt—Walter Watsoun shall have of feall the sowme of twenty pund Scotts money.

October 3. 3 Oct. 1663.

Prayer.

The q^{lk} day conforme to the laudable practice of this burghe, in reading ane prayer in counsell ilk counsell day, praying that the Lord wold be present w^{t} the magistrates and counsell, and give them directione from himself in all thair affaires, Q^{lk} hes bein this long time neglected, Thairfor it is statute and ordanit that in all tyme coming the prayer be said at ilk meeting of the counsell be the clerk, and ordains that ilk member of counsell who shall not be present at the saying of the prayers, being within the burgh and not having libertie from the magistrates, sall pay ane unlaw of sex shilling Scots, toties quoties, and ordains the bell for conveining of the counsall to be rung preceisly at nyn hours in the morning, and if any magistrate be not present at, or immediately after the ringing of the bell, he sall pay twelff^{ns} Scots, toties quoties. And lykas, in respect that several members of counsell hes conveined in counsell in ane very undecent manner, by coming without hats, thairfoir ilk persone that shall come to counsell without his hat sall pay ane unlaw of sex shillings money, foirsaid, toties quoties, and ordains this act to be put in execution in all tyme coming.

Each councillor to have a hat.

Uniform to be worn by the town's officers.

The q^{lk} day Robert Leitch and William Scott, officers of this burgh, oblissis them to mak them red coats, and weir the same daily during their office, except Robert Leitch, who hes liberty not to weir his livery coat on the Presbytery dayes, and no other day nor dayes, q^{r}in gif thay faill they consent of their awn accord to quat the ten merks q^{lk} was given them in augmentation of their feall for the saids coats. And Lykas, Robert Leitch obleissis him to ring the five hors bell in the morning and at ten at nicht, q^{r}in gif he faills he is to lie in the stocks ane hour on ane mercat day.

October 10. Decimo Oct. 1663.

Fire in the burgh.

Walter Watson and Johne Cunynghame appointed to ryd to the Earle of Wigtoun and the Laird of Luss, for craving thair consent to some maintenance to be imposit on the shyre for assistance to John Gordon and William Craufurd, who heve had their houses burned in this burgh lately.

1663. Oct. 10. Fourtein lib. fyftein^{sh} and eight pennies to be paid to Cathrine Buchanan for the magistrates' dinner at the last election.

Three lib. sex^{sh} viij^{d} To be paid to James Gray, gunner in the castell, for his paines in drying Thomas Fleming's sailles, which was made use of for the preservatioune of certaine houses from the fyre q^{lk} was laitely in this burghe. Fire.

1664. April 30. 30 Apryll 1664.

The proveist, baillies, dean of gild, and clerk subscrybe the Declaration, but the remanent persons of the council desire time for consideration.

May 7. Sevint May 1664.

The q^{lk} day Walter Watsone, proveist, having giveing in ane ordar from the Right Hono^{ble} the Earle of Glencairne, lord high chancellor of this kingdome, ordaining him, as proveist, to tender the declaration of new again to such members of counsel as had refusit to subscrybe the samen, and to report to his l^{o} who are recusants in doing the samen, That such effectuall course may be taken for punishing the recusants according to law, and after publict reading of the said ordar, The said proveist requyrit and desired Patrick Ewing, James Mun, William Craig, William M'Kie, James Thome, William Porterfield, and Johne M'Aulay to subscrybe the said declaratione after the form and tenor thairof, Q^{lk} thay altogether refused to do, alledgeing thay war not clear at p^{nt} to subscrybe the same, q^{r}upon the proveist askit instruments. At last William Craig, William M'Kie, James Thome, William Porterfield, and Johne M'Aulay did subscrybe. The Declaration.

May 28. 28 May 1664.

The q^{lk} day, the morne being the Sabboth day, and the twentie-nynt day of May, appointed be Act of Parliament to be kept in all tyme coming as ane memoriall of his Majestie's restauratione to the exercise of his royall authority, Thairfor it is ordanit that the inhabitants in the Croce Vennall contribuit for ane bonfyre to be at the Colledge, The inhabitants above Patrick Williamsons door and Sussanna Cunnynghames (thay being includit) till the Town Heid, to contribuit for ane bonfyre to be at the lyme kill, The inhabitants from Patrick Williamsons door and Sussanna Cuninghame till the Croce, to contribuit for ane bonfyre to be above the Croce, opposite to —— M'Flemings house, The inhabitants from Baillie Watsouns house, and David Watsouns inclusive, to Johne Cunyghames inclusive, on both sydes of the streit, to contribuit for ane bonfyre to be at the Trone, and the inhabitants doun fra Johne Cunynghame to William Dennestouns, on both sydes of the streit, to contribuit for ane bonfyre to be at the schole-house yaird or at the Trenche. Act for 29th May.

Provest Watsone to ryd to Ed^{r} on 8th June, regarding Clyde priviliges.

The q^{lk} day it is statute and ordanit, In respect of severall leaprous and foull people residing within this burgh to the great disadvantage thairof, and may furder spred and increase be severall persons wth this burgh [keiping service and companie] w^{t} such foull persons, Thairfor ordains and discharges all persons q^{t}somever, who are frie of leapouris to have or frequent the companie of the leaparis aither in drinking or eating w^{t} them, or doing any service directlie or indirectlie, except in relatione to thair charity to be given them, And that in all tyme coming, under the pain of banishment, and ordains this act to be intimat out of pulpit be the minister the nixt Lord's-day, that non pretend ignorance. Act anent Lepers.

1664. May 28. William M'Kie, theasurer, ordanit to pay to William Broadbridge, knock-maker at Glasgow, the sowme of six punds Scotis, and that for his paines in coming to this burgh to see the knock, to the effect he may dress and repair the samen, and ordanis the same to be allowit to the theasurer in his accompt.

July 9. 9 July, 1664.

In consideration of the great charges and expensis this burgh hes been at in the proclaiming of ane race run for at midsumer fair this diverse yeirs bygaine, by presenting ane sidle and furnitar yeirlie, and also considering that no benefit has acruit to the burgh tharby, Thairfor thay discharge any races herafter in all tyme coming to be proclamit, or saidle run for, And declairs that if ony magistrattis herafter shall order any race, and saidle to be run for, it shall be upon their awn expense, except that thay obtain the consent of the counsall. Races.

In respect of the danger of fyre, from the incomodiousness of the smithis shops in the centre of the town, the gavells in every case to be built with lime as far up as the smiddie extends. Act anent Smithies.

The treasurer to pay eighteen punds sex s^h and ten pennies for certain chairges the magistrattis were at in entertanying the Earles of Argyll and Glencairne, Lord Cochrane, Lord Neill Campbell, and the Provost of Glasgow. Entertainment.

October 8. 8th Oct. 1664.

The officir declairs he could not find John Cuninghame, the newly elected provost, in his house; Bailie Watsoun commanded to put in execution the order of electioun, and incarcerat the person of the said Johne Cuninghame betuix and Saturday nixt, to remain in ward aye and q^n he accepts office or otherewys freith himself thairof or accords. A recusant provost.

1665. July 19. 19 July 1665.

William Buchanan, for refusing his tax and revilling the counsall, hes his friedome cryed doune and unlawit. Walter Watson, late provost, refuseing to attend the council, unlawit in the sum of 20 lib. Freedom cried down.

1666. April 17. 17 April 1666.

The council ordaines that no com^r be sent to Irwin, and that the Earl of Eglinton, as lord of the erection of the temporalities of Kilwining, gif he offers to tax the parich of this burgh, anent the tiends, payment be only made on receat of ane charge of horning, and this burgh to suspend the same upon the rights affoirsaid. Earl of Eglinton.

June 4. 4 June 1666.

Act for suspending the Earl of Eglington's chairge of threttie pund eighteen s^h, the first term's payment of the taxation grantit to his Majesty. This burgh and parich being dissevered from the Abbey of Kilwining long before 1633.

1666.

In March the com^rs from Ed^r report the result of the action between Dumbarton and Glasgow, regarding Clyde dues. The Lords find that the charters and other evidents produced on behalf of Dumb^tn does not warrant an exclusive claim to the priviledges they contend for. An interlocutor is pronounced to this effect; but before it is formally extracted, the judges, with the exception of the President, agree in recommending that the com^rs from each burgh should Clyde Dues.

1666. confer together and bind themselves to some agreement, exempting the burgh of Glasgow from payment of any of the dues belanging to this burgh out of Glasgow vessels, or vessels freighted by them, And the Lords ordaine Glasgow to pay Dumbarton such ane sowm of money therefor as they think fitting.

The council agrie to make the above transaction.

Nov. 8. 3 Nov. 1666.

Mr. George Stirling, Balernock, presented to the cure of the parish kirk. Collation sought from the Bishop of Glasgow thereupon.

Dec. 22. 22 Dec. 1666.

Vpon ane supplication, given in by James Browne, craving that for his better attaining to literature and learning in the colledge of Glasgow they wold grant him such ane sowm of money for his subsystence and interteynment, q^r^upon the magistrates and counsell ordain the theasurer to pay the s^d^ supplicant tuentie pund the yeir during their will and pleasure. A poor scholar.

The council allow to the theasurer 2 lib. 18^sh^ given to James Mudie for proclaiming the proclamatione ag^t^ the rebells in the lait insurrectione.

1668. Dec. 19. 19 Dec. 1668.

Act anent the furnishing of the burghs proportion of 800 militiamen, commanded to be raised in the shyres of Argyll, Boot, and Dunbartane, and commanded by the Earl of Argyll. Dunbartanes proportion nyne scoir and sevin; arms and other outrig to be supplied by the burgh. Militiamen furnished.

1669. May 22. 22 May 1669.

The 29th being ane day of rejoicing for his blessed Majesty's restoration, "And considering the danger this burgh lyes under at present, be the great drought and the many thatche houses within the burgh, if bonfyres vpon the said day be multiplied vpon the streits, for preventing thairof the provest, baillies, and counsell appoints four bonfyres to be put on upon the s^d^ day at the convenient places following, to wit:—Ane grit bonfyre at the mercat cross, to be put on and overseid be Patrick Campbell, theasurer; another at Provost Cunighames kill; a third at the head of the toun; and a fourth at the Colledge, overseers for each being duly appointed.

24th July 1669.

July 24. Proclamation to be made at the Croce on Tysday, for the assembling of Parliament.

8 Aug. 1669.

August 8. In regaird that thair ar divers ruinous tenements not only in the Hie Street bot uthir parts of the burgh, which the owners are taking secretly down and removing to uthir places, the same is prohibited in future, on the ground that the practice "might lead to the total subversion of the burgh." Masons, wryts, and others to be warned.

The s^d^ day the provost and council, taking into consideration that the town clock is altogether faultie and does not strike, and that the kirk bell does not saiflie be rung, David M'Alpine to agrie w^t^ some skilful person in Glasgow to repair here and help the faults of the said knock and bell.

1670. January 8.

8 Jan. 1670.

The third part of this years taxation of the parsonage, payit be the treasurer to the Abbacie of Kilwining.

Bargain for a new slaughter-house to be erected on the ground occupied by Lachlan Palmer's ruinous tenement. Slaughter House.

March 12.

12 March 1670.

The provost, baillies and counsall having heard and understood sufficiently that William Campbell, present school^{mr} of the grammar school and presenter of the church, is unqualified and not able to teach, and that the children have not profited in learning under his instruction, and that he is not qualified nor instructed in the airt of music, to the scandall of the public worship of God, It is thairfore ordained that he be warned to remove from the school and presentorship conforme to the contract q^{lk} he had falsified. Schoolmaster to be warned.

March 19.

19 March 1670.

William Dennestoun being found guilty of revealing the secrets of the council, in so far as the act against the school^{mr} was concerned, contrair to his aith, was sentenced to an unlaw of 40 lib., and if the offence is repeated his freedom to be cried doun. Revealing secrets of Council.

April 23.

23 Apryll 1670.

Application from the burgh of Dundee for a voluntary contribution, in consideration of the great damage done to their harbour by the tempest in October last. Acceded to, and letter of condolence to be sent.

August 1.

1st August 1670.

The counsel being credibylie informed that the Duke of Lenox is to repair to and make his abode and residence at Dumbartane Castell, it is thairfoir ordained that ane hoggshead of claret be written for to Glasgow and brocht to this burgh for welcoming him at his coming. Entertainment of the Duke of Lennox.

August 25.

25 Aug. 1670.

The said day the provost, baillies, and counsall nominate William Craig to repair to Glasgow the morne to provide and buy the particulars following:—to wit, ffour stones of fyne flour, xxvj^{sh} 8d Scots; two pund of sugar, xxij^{sh}; ane unce of nutmeg, 6^{sh}; four unces of cardesideren, 10^{sh} 4d.; four pund of butter, 6^{sh}; for milk and barme, 6^{sh}; for drink money and aill to the baiker, 14^{sh}; 2 pokkes flour with two pund butter baiken, 4 lib.; thrie dessen of glesses at 45^{sh} the dissen, 6 lib. 5^{sh}; thrie disen of wyne and brandie glasses, at 43^{sh} the dissen, 6 lib. 9^{sh}; 2 pund of good cut and dry tobacco, at 23^{sh} the pund, 2 lib. 6^{sh}; sex dissen of glessin pypes for tobbaco, 13^{sh} 4^{d}; 15 pund of whyte confectiones at 15^{sh} the pund, 11 lib. 5^{sh}; thrie pund of raisines at 11^{sh} 6^{d} per pund, is 1 lib. 14^{sh}; thrie pund of rough almonds, 1 lib. 13^{sh} per pund; tua pund and a half pund of cardesideren, at 41^{sh} per pund; thrie pund confected peires and quinches, 6 lib. 6^{sh}; 4 lib. of confected lemons and oranges, 8 lib.; seavin pynt and muchkin, and quart muchkin sack at 24^{sh} the pynt; 5 ells braid silver ribbon at 26^{sh} 8^{d} the ell; 3 ells and a half silver ribbon at 20^{sh} the ell; 6 ells half quarter silver ribbon at 18^{sh} the ell; 36 ells blew ribbon at 4^{sh} 6^{d} the elne; 4 sheit gray paper for the scones 8^{d}; ffor tua horss to carie the particulars herein, 2 lib.; and for the s^{d} William Craig his horss hyre and his own horss chairges in Glasgow, 4 lib.—amounting in all to 114 lib. 19^{sh} 6^{d} Scots.

Duke of Lennoxis servants admitted burgesses.

1670. Sept. 3. 3 Sept. 1670.

In respect that the Duke of Lennox hes fallen seik by the way, and so is not intended farder west at this tyme, it is ordained that the hogshead wyne, bocht be this burgh for intertenying the said Duke, be roupit at the Croce.

Sept. 5. 5 Sept. 1670.

The reverend fathers in God, Patrick, Bishop of Aberdeen, William, Bishop of Lismore, with their attendants, made burgesses; also Mr. George Stirling, minister, Dumbartane.

1671. January 27. 27 Jan. 1671.

Ane qualified gairdener brought to the town.

April 22. 22 Apryll 1671.

It being fullie known that many sad accidents and inconveniences of fyre raising hath happened to this burgh by the carelessness and imprudence of brewers of aill and beir, and drawers of aquavitae, and by their unseasonabill brewing in the night season on Setterday the breach of the Sabboth is committed, and the excise dew to his Matie prejudged, And particularlie that fyre was raised by Isobell Rodger, spouse to William M'Kinlay, on Sunday morning last, the sexteenth of this instant, through his unseasonabill brewing, q^ch, if God in His good mercie had not put a stop to, the whole or most pairt of the burgh had been undone, Thairfor no person to presume to brew on Saturday efter ten hours at night, under paine of c^o fiscatione of their brewing. Fires in the burgh.

July 5. 5 July 1671.

Instructions received from the Lords of Sessioun that prisoners confined in the tolbuith for debt are not to be allowed to go out as in times past.

1676. May 20. 20 May 1676.

A proposal made by the provost and magistrates of Glasgow for having the burgesses of Glasgow and Dumbarton made free of each others burghs. Glasgow and Dumbarton.

Dec. 30 Penult day of Dec. 1676.

Council convened "for supplying the vacancie of the ministrie of this burgh with ane pious, godlie, prudent and loyall minister, be reasson of the death of Mr. George Stirling." New minister.

1677. Feb. 28. Last of Feb. 1677.

Objection taken to a schoolmaster because he was not qualified in musick to be precentor in the church. The schoolmaster.

May 9. 9 May 1677.

Archibald Erle of Argyll, Lord Neil Campbell, John Campbell of Carrick, Alexander M'Aulay of Ardencaple, and others, made burgesses. New burgesses.

July 3. 3 July 1677.

Ane new reprieve being grantit by his Majesties Privie Counsall to John and Andrew Frazers, prisoners guiltie of the murder of umq^ll William Hibourne, till the 19th of July instant, Thairfor for securitie of the said prisoners from breaking or escaiping furth of the Tolbuith, ffour A condemned criminal.

1677. July 8. men are to attend the foresaid day and night, and the prisoners to be put asunder, and nane suffered to go in to the prison during the night season.

Sept. 15. 15 Sept. 1677.

The council ratifies and approves of ane accompt of ten pound four shillings and eight pennies Scots payit be the treasurer for the maintenance of Donald M'Kenzie, executioner, from the twenty-eight day of July to the tyme of his removall from office. The executioner.

Nov. 22. 22 Nov. 1677.

Herring sent to the touns advocates. Two half-barrels to Sir George M'Kenzie, his Majesties advocate, and a quarter-barrel to Sir Robert Sinclair. Herring for the lawyers.

1678. January 17. 17 Jan. 1678.

Vpoun the supplicatioun of William Houstoune, violer, mentioning that he is lame and infirme, and that he is destitute of ane viol, q^ik is the only means of lyfe, under God, q^rby he procures his livelihood, and that he hath not been hereto burdensome to this place q^r he and his predecessors lived and wer borne, and thairfore humbly supplicating that the provost, baillies, and counsall wold be favorabilie pleased to allow to the petitioner q^t thay of thair goodnesse should think fitt to be applyit for the use f^rsaid, they appoint the clerk to writ to William Bonteine to cause buy ane violl, and in the meantyme allows the petitioner eight pund Scots to be applyit to the use forsaid. A destitute musician.

October. October 1678.

Fourtie-eight pund Scots money allowed to William Bonteine, writer in Edinburgh, "in consideration and satisfaction of the warlike news, letters, diurnals, journals of the Parliament of England, proclamations, acts of Convention, and other papers and domestick newes sent to this burgh since the fyrst day of November last." News account.

Dec. 7. 7 Dec. 1678.

A letter read from the Erle of Glencairne intimating that he is resolved "to persew this burgh for the escaip of Andrew Paull furth of the Tolbuith, q^r he was incarcerat be caption for payment of fyve hundreth merks." Escape of a prisoner.

In consideration of ane accompt and supplication, given in by Robert Herreis, "anent the curing of ane poore woman, Katherine Stewart, widow, of ane broken legg, and anent the curing of Robert Leitch, coupar, of ffoure wounds given to him on the head, and ane on the arm, given by ane thiefe who escaped out of prison." The treasurer ordered to satisfy him for the sum claimed. Doctor's bill.

1679. January 4. 4 Jan. 1679.

Nyne pund ordered to be paid for iron wark done upon the Tolbuith.

Feb. 6. 6 Feb. 1679.

A missive produced, signed by Sir George Mackenzie, ordering the provost and baillies and James Watson, jayler, to compeir before the Privy Counsell to answer for the escape of Andrew Paull.

March 22. 22 March 1679.

Report given concerning the above action against the burgh. For the eschewing of a fyne, the

1679. March 22. provost and baillies had comported with the Erle of Glencairn for payment of ffour hundred merks Scots upon the 1st of January nixt.

June 21. 21 June 1679.

A new charter kist ordered to be made, in respect the old one has been broken into. New charter chest.

August 16. 16 August 1679.

It being maid evidentlie appear that Johne Colquhoune, carpenter, did maist barbarouslie revyle Mr. Arthur Millar, minister, he being in his deutie reproving the said Johne for his drunkenness, by saying that the said minister was ane liar, ane knave, and ane rascal, with many expressions not to be named, It is ordained that his friedom be cried doun be tuck of drum and he putt in the stocks. Reviling the minister.

1680. May 31. 31 May 1680.

The Earle of Home and the Earle of Airlie made burgesses.

July 19. 19 July 1680.

The Earle of Argyle to be acquainted that the burgh hes an act of his Maties Privie Council for "ane voluntary generall contribution towards the building of ane stone bridge over the river Leven, and to crave his l^{o}ships assistance anent what methods sall be persewed for making the same effective."

July 24. 24 July 1780.

Robert Watson, as com^{r} on the above matter, gives in a detailed account of his expenses in Ed^{r}, amounting in all to 73 lib. 1^{sh} Scottis.

1681. Sept. 6. 6 Sept. 1681.

Minute to the effect that the burgh is at present under much decay, both as to its former traffique and number of substantious qualified inhabitants, and is thereby much straitened in the election of persons to manage its affairs, by the effect principally of some former acts of counsell, And resolving that in all tyme coming the magistrates may, if it be their good will, elect five persons, mechanics and trades peopill, furth of any of the tradesmen within the burgh. Burgh Elections.

1681.

Our Soveraigne Lord and Estates of Parliament presently convened by his Majesties speciall authoritie, have ratified and approven, and hereby ratifies and approves of ane act made by the magistrates and councell of the burgh of Dumbarton the sext day of September instant, whereby They have taken to their serious consideration That the said burgh is at present under much decay, Both as to their former traffiq and number of substantious and qualified inhabitants, and particularlie that the said burgh is much straitened in their elections of their common councills through want of qualified persons to be members therof, for managing of their affaires, occasioned pairtly through some acts of the town council formerly made (when the same was in a flourishing condition, and abounding with merchants and other substantiall persones), against tradesmen above the number of two to be upon the town councill. And now the indispensible necessitie of the said burgh being such as to require the help and assistance of some of the most substantious tradesmen to concur with them in the management Act of Parliament thereanent.

1661. of the common affairs thereof, conforme to the orders and customs of other royall burghs where gildries are erected, who always have a considerable number of trades upon the council, Therefore the said magistrates and councill, for the good will and utilitie of the said burgh, have statute and ordenit, that in all time coming it sall be in the power and option of the magistrates and councell of the said burgh of Dumbarton To elect, nominat, and choise yearlie The number of five persons, mechanics and tradesmen, furth of any of the trades within the said burgh they shall think fit and most deserving to be members of the town counsell, And which persones sua to be chosen shall have equal libertie and freedom to vote, treat, and convene concerning the affares of the said town as any other members of the councill, And that notwithstanding any act or acts of the said councill formerly made to the contrair, providing the said tradesmen sua to be elected be persones qualified according to law, in maner specified in the said Act, in the haill heads, clauses, conditiones, tenors, and contents thereof; And his Majestie and Estates of Parliament foresaid statutes, decernes, wills, and ordeines the said ratification to be as valide, effectuall, and sufficient, as if the said Act above ratified were herein de verbo in verbum at length ingrossed, whereanent dispenses for ever.

October 4. 4 October 1681.

The qth day the most illustrious and most potent Prince, James Duke of Albaine and York, Earle of Ulster, Great Admirall of the kingdom of Scotland and Ireland, and his Majesties Chief Commissioner for the said kingdom of Scotland, compeiring, is made burgess and gild brither of this burgh, with the ryts, freedoms and privileges thairof. Also Collonell Robert Warden, comptroller of his Royal Highness; Collonell Johne Grinthill, master of the robes; Major Hendrie Linglie, groom of the bed chamber; Captain Philip Kirk, Charles Turner, servantes to his Royall Highness; —— Drummy, page of honor; John Sparrow, clerk of the kitchen; and armoris, waiters, and yeomen. Duke of York in Dumbarton.

Also, Lord Boyd, Cockburne of Lochwood, Robert Bonteine, feir of Ardoch, Johne Bonteine of Geilstoun, and James Smollett of Stainflett.

October 10. 10 Oct. 1681.

The said day compeared Johne Earll of Glencairne and produced ane commission from the Privie Counsall appointing all persons of public trust, and particularlie magistrates, councillors, and clerks of burghs royall to take the test. They did ordaine the s^{d} Erlle to be present and see the test taken by those of Dunbartane and Renfrew, and to return ane accompt to the Counsell betuix and the first Thursday of November, &c, &c., conform to the Act of Parliament. The Earll caused the clerk of this burgh to administer the said oath to the magistrates and counsall underwritten—to wit, William M'Farlane, provost; William Craig and Alexander M'Aulay, bailies; Patrick Campbell, dean of gild; William Hammiltoune, Johne Arroll, Bryce Blair, William Porterfield, Johne Colquhoun, David Colquhoune, Johne Martine and James Gardonne councellors, and thairefter the s^{d} William Bontein, clerk, took the said oath, and subscribed the same c^{o}forme to the Act of Parl^{t}. Test and oath.

1681. Nov. 26.

The hammermen's broadpenny.

ATT DUMBARTANE, the tuentie-sext day of November I^m Vj^c and eighty-one years, conveined in counsell within the tolbuith of the said burgh, William M'Farlane of Drumfad, provist; William Gray and Alexander M'Aulay, baillies; Patrick Campbell, dean of gild; Johne Ewing, theasurer; William Hamiltoune, William M'Archie, Johne Arroll, Johne Colquhoune, William Porterfield, Bryce Blair, Johne Martine, James Gordoune, and David Colquhoune, counsellors of the said burgh.

THE WHICH DAY, anent the petitione given in to the saids provist, baillies, and counsell, be Johne Colquhoune, present deacon of the hamermen of the said burgh, James Inglis, and quarter-masters of the said calling, and their box-master, ffor themselves, and in name and behalf of the haill remanent trade and incorporation of hammermen of the said burgh, MAKIND MENTIONE, That wheras be ane letter of deaconrie, made and granted be the magistrats and counsell of the said burgh ffor the tyme in favour of the said trade and calling of hamermen, there is given and granted to them the same freedom, libertie, and priviledge in their said calling which the incorporations of that trade aither in the cities of Edinburgh, Glasgow, or any other burgh in the kingdom doe bruik and enjoy, as in their said letter of deaconrie, bearing the forsaid privileges and immunities, daited the twentie-sevinth day of September I^m Vj^c and ffiftie-six years att more length is contained, LYKAS they and their predecessors and members of the said incorporation have been and are in the actual exercise and possession of their saids freedoms and liberties contained in the saids leters, And particularlie have been in the use and custom of exacting and uplifting ane Broadpennie from all strangers and unfreemen of their said calling, who have repaired to the said burgh att tymes of fairs and weeklie mercat dayes, viz., the soume of four shillings Scots money for each unfreeman for his libertie of making mercat during the space of the fair, and the soume of eight pennies Scots money from each unfreeman for his said libertie ilk weeklie mercat day, and that in satisfactione of the said broad-pennie and acknowledgment dew be the saids strangers and unfreemen to their said trade and calling, and which Brodpennie sua exacted be them is lykwyse in use to be payed by all strangers and unfreemen to those of their incorporation, and that in all the burghs within this kingdom, And because the foresaid persons lyable in payment to them of the said Brodpennie may raise debates and questions for the future against the said incorporation anent the right thereto, as some tymes formerlie they have done (albeit their said letter of deaconrie be in itself sufficient to [authorize] their right and privilege to the said casualitie), yet in respect the samyne is general, and wanting the particular condescendence upon the forsaid exactions, And thay being desyrous to have the samyne more clear and incontrovertible for the future, having before their eyes the prosperitie and flourishing of the burgh and of their said incorporation, and a firm zeall and respect to the preservance of the ancient freedoms and privileges granted to them be the provost, baillies, and counsell of the said burgh for the tyme, Humblie therfore supplicating the saids magistrates and counsell for ane act of counsell to be made in their favours, not only ratifying and confirming their said privileges, for exacting of the said Brodpennie, But also further to illustrat and clear the samyne, by their authorizing it to be uplifted be command thereof, And to condescend upon the particular quottas [richtlie] to be uplifted

1681. Nov. 26. and taken be them at the tyme of each fair and of each weeklie mercat, whereby the saids magistrates and counsell will very much facilitat their work, and advance the public affairs of the said incorporation, and they will therby stope all impediments, and tak off all doubts that have of befor, or shall be for the future raised by such persons as are liable in payment to them of the forsaid Brodpennie, as in the said petitione is at mair length contenit, WHICH PETITIONE being at length heard, seen, and considered be the said provist, baillies, and counsell, and being weill and riplie advysed thereanent, WE all in one voice have not onlie ratified and confirmed, be the forsaid incorporation and calling of hamermen, their forsaid letter of deaconrie in the haill privileges, liberties, and communite therof, but also for the farther illustrating and clearing their said freedom to exact the foresaid Broadpennie, and for authorising them to uplift the samyne from all strangers and unfreemen of the foresaid calling repairing to this burgh at fairs and weeklie mercats, and removing of all debates and controversies that (for the future) may be moved by any person liable in payment therof, We have STATUTE AND ORDAINED, and be thir present statutes and ordains, That it sall be leesum and lawfull to the said calling and incorporation of hamermen of the said burgh, and their successors or their theasurers in their name, for the use and behoof of the poor of the said incorporation, and the common affairs thereof in all tyme coming, To exact, uplift, and receave from each stranger and unfreeman of the said calling of hamermen resorting to any fair at this burgh, and making mercat therat, for the whole space of the said fair, the soume of four shillings Scots money, and from each stranger and unfreeman of the said calling repairing to the said burgh upon ane weeklie mercat day, and making mercat therein, for each mercat day the soume of eight pennies money foresaid, and that in full satisfactioune of the foresaid Brodpennie and acknowledgment dew be the said strangers and unfreemen to the foresaid trade and incorporatione att the tymes above-writ. And farther, the said provist, baillies, and counsell, statutes and ordains that all strangers and unfreemen of the said calling resorting to the said burgh, shall exhibit and present the haill vendible wair brought be them to the said fairs and weeklie mercats, att the common mercat place of the said burgh, to the effect the samyn may be visited and sighted, anent the sufficiencie thereoff, and ordain this act to be published, that none pretend ignorance.

Nov. 26. 26 Nov. 1681.

Johne Arroll ordained to make payment to John Ewing, present treasurer, the sum of twentie-four pund Scottis in lieu of two chinyes of gold q^{lk} the said Johne receaved from his royal highness when his royal highness was made burgess. Gift from James Duke of York.

1682. June 17. 17 June 1682.

1400 lib. owing by the burgh to the hospitall mortification. Mortification Fund.

Haill debt 4824 lib. 1^{sh} 10^{d} Scots.

1683. July 2. 2 July 1683.

In regaird the clerk does not attend at the wrytting chamber at the Cross but at his own house, They ordain the chamber to be given over again Whitsunday nixt, except he and his servants attend and wryte thairin att least from ten to twelve in the forenoon, and from two to six in the efternoon, in all tyme coming. The Clerk's chambers.

1683. July 2. William Craig, baillie, craves that a dyke be built by the counsell for the benefit of the house newlie builded by him upon the sandy mollen.

July 28. 28 July 1683.

A charge of horning produced against the burgh by Alexander Earle of Eglinton, baillie of the baillierie of Cunyngham and regalitie of Lennox, on the ground of this burghs continued absence from the courts of the above regalitie. Johne Campbell of Succoth, the touns agent, to be consulted. Charge of Horning.

August 31. 31 August 1683.

—— Hamiltoune, bailie of the regalitie of Kilwining, intimates that he had been distressed by the Exchequer for his cheques, and had no way of getting relief but by proceeding against those lyabill by their amercement, which he intended to do.

Michaelmas 1683.

The towns haill debt, 5850 lib. 6sh 8d.

October 24. 24 October 1683.

The charter kist being in such confusion that almost no paper can be found qlk they stand in need of, the clerk is ordained to make an inventor of the whole and put them in order. Charter Chest.

October 27. 27 Oct. 1683.

Proceedings regarding the contribution for the bridge. Men set to wark to redd the quarry, and their wages to be paid by Provost Smollett, the collector. The Erle of Dundonald to be waited on at Kirkmichaell for his benevolence for that wark. The Bridge.

December 5. 5 Dec. 1683.

Johne Colquhoun, master of wark, is ordained to collect "any of the militia arms, halberts, common wark-looms, or any other of the common materialls which have been borrowed from this burgh. Burgh Properties.

1684. Sept. 2. 2 Sept. 1684.

Bontein of Ardoch, in consideration of the stones given by him for the bridge from Kirkton Quarry, and also his tenants, are to have free passage across the bridge.

October 16. 16 Oct. 1684.

Johne Earle of Breadalbane, Mungow Haldane of Gleneagles, and others, Commissioners of Justiciary for the Highlands, now sitting in this burgh, are made burgesses.

Nov. 20. 20 Nov. 1684.

Five thousand hewn pieces of stone contracted for at 144½ merks the thousand, for the bridge over the Leven.

1685. March 20. 20 March 1685.

The councillors to attend the magistrates to church each Sabbath forenoon and afternoon, except they have some reasonibill excuse, under a penalty of 20sh Scotts, toties quoties.

April 22. 22 Aprill 1685.

The water warks to be repaired. The wark at the middle of the Broad Meadow forgainst the stream and owre out of the river is much fallen doune; the south end of the Broad Meadow Leven encroachments.

1685. April 22. (which length the wark did not run) is so worne away by the river that the very channel is worne in beneath the brae, and a bark sunken up upone the west syde q[lk] hes casten the whole river over to the east syde, and if remeid be not instantly fund it will very soon be in upon the kills at the toun heid. Johne Colquhoun, maister of wark, is make ane dussan of greit creills and to caus fill the same with stones, and fix the same doun in the river forgainst that pairt of the Broad Meadow q[r] the current hes made ane new course, and utherwyse to repair the same the best way that can be.

All the horse in the burgh the next week to be gotten for repairing the highways.

Correspondence entered into with Dundonald about the muir.

Sept. 10. 10 Sept. 1685.

Johne Grahame, one of the Com[rs] of Justicarie, is made a burgess, in consideration of his instrumentality in bringing the Court of Justiciary to be halden at this burgh. John Graham made burgess.

Sept. 12. 12 Sept. 1685.

Finlay M'Arthour to go to Crieff with the letter from the Court of Justiciary direct to Johne Mitchell, clerk there, for the executioner, for executing of the two criminalls who were sentenced upon Thursday last, and they think fitt ane letter should be written to the magistrates at Stirling, that in case Finlay miss the executioner at Crieff that he come in be Stirling and bring ther executioner. To get sex pund Scots in hand for present expenses. The officers to lye nytly in the tolbuith q[n] the criminalls be execute. Executioner sent for.

William Mackie having refused, for sex or seven Sabboths together, to gang to the kirk with the magistrates, is fined in the former sum (20[sh]) and expelled the council for q[t] is to come of the year. William M'Farlane protests against the affair going to a vote, in respect the said William hes been present and voted in counsell severall dayes since his transgression and was not questioned thairupon. Robert Duncanson answers that the delaying of ane action does not discharge the same. Refusal to go to church with the magistrates.

The clerk is appointed to read over to the counsell the proceedings of the former counsell before they fall upon ony uther business.

October 10. 10 Oct. 1685.

Finlay M'Arthur, by and attour q[t] he has alreddie received, is to get sex lib. Scots from the treasurer for his paines in bringing along to this burgh ane executioner from Crieff for executing the two thieves; William Buchanan, officer, to receive two merks for convoying the executioner back to Crieff. The executioner.

Prejudice to the burgh from the miln, which is stopped the greater part of the summer for want of water. It is proposed to build it at some spot near the water of Levin, q[r] the tide ebbeth and floweth, in conformity with a resolution of date 26 June 1675. The mill.

October 6. 26 Oct. 1685.

Provost James Smollatt gives in an accompt of his diligence concerning the Bridge. He had been engaged negotiating with toun councils and ministers, and had visited mony touns in Lothian, east and west, Dalkeith, Dunbar, Dunse, Dumfries, &c., &c. 270[lb] 2[sh] 10[d] Scotts spent on the bridge. The bridge.

Nov. 14. 14 Nov. 1685.

Prisoners for debt to be confined in the charter house.

Dumbartane 17th Octobr
1715

Sir
Please pay on Demand to the Honorable Mr Johns Campbell of Mamoor or order the Sume of two hundred and fourty pounds Sterl. for furnishing the Shyp with ammunitione and Drums and for Defraying necessary expence of expresses and other incident Charges for the Security of the Shyp Which Sume forsd We hereby Obligeus ourselves to have allowed to you in the first terms Sess payable to you out of the sd Shyp or that the Same shall be repayed to you By

Sir
Your most humble Servants
John Campbell
Ard: Mc Aulay
Ninian Kilkenny
Dunbing
Johnn Dyne
Will Cockburn
G Buchanan
Ge: Colquhoun
James Douglas
Ja Hamilton
William Boyd

To Alexander M'cauley
Collector of the Sess for the Shyre
of Dumbartane

1685. Dec. 26. 26 Dec. 1685.

The counsell to convene on the first Saturday of each month.

1686. April 17. 17 April 1686.

Inspectors report that a milne of the kind desired could be built at the Butts, and supplied with the haill water q^lk comes from the burne of Garshake, Grougies Burn, and that q^lk rins through the burne cruiks; the first dam may be at the burne cruiks meadow: and rin thairfra along the common highway or loan westwards to the butts. Report ratified and approved of. The mill.

August 4. 4 Aug. 1686.

Note of expenses for timber and workmens wages at the erection of the new milne.

Sept. 6. 6 Sept. 1686.

Upon ane petitioun presented by the schoolmaster of the Grammar School, in Latin verses, craving the vacancie as use is, the counsell grant the same for the spaice of ane fortnight. School vacancy.

Sept. 20. 20 Sept. 1686.

Provost James Smollatt of Stainflett produces a letter from the Lord High Chancellor, in name of his Ma'ie, ordering a suspension of all elections in royal burghs till his royal pleisure be known thairanent. The present counsell authorized to continew in office meanwhile. Election suspended.

Nov. 6. 6 Nov. 1686.

General Drummond to be attended and complimented by the magistrates when in the burgh.

The clerk to score the haill blanks in the council books, that no act may be improperly written thairin.

Dec. 4. 4 Dec. 1686.

Inspection to be made of a fitt place for a wauk mill. Wauk mill.

1687. January 8. 8 Jan. 1687.

The Crieff executioner again sent for to execute the thrie thieves sentenced yesterday by the Com^ns of Justiciary. The tolbuith to be strictly guarded, and a roll to be made out of the inhabitants for mounting guard, four being on at night and two in the day time, q^ll the prisoners be execute. The executioner.

January 20. 20 Jan. 1687.

A letter produced from Viscount Strathallan, Gen. of his Ma'ies forces, desiring that Donald M'Nicol, sentenced to die upon Friday, may be reprieved till the 18th of February. It is next ordained that as soon as the other two criminalls are execute, Donald is to be brought down from the charter house, and imprisoned in the back vault, and the debtors put in the charter house.

Sept. 24. 24 Sept. 1687.

A letter from Duke Hamilton, prohibiting, in his Majesty's name, any election of magistrates at the ensuing Michaelmas. Election suspended.

1687. Sept. 28.

28 Sept. 1687.

Oath of allegiance

In presence of Johne Napier of Kilmahew, Claud Hamilton of Barnes, and William Colquhoun of Craigton, appointed by his Mat^ies Privy Counsell to be present at and observe the election of magistrates and Counsell of Dumbarton, for the year ensuing, by the poll and vote of the haill burgesses, secluding honorarie burgesses, pensioners, and bedemen.

William Craig, elected provist; Alexander M'Aulay and Robert Duncansone, baillies; Mathew Lindsay, dean of gild; Robert Mushatt, theasurer; William Campbell, maltman; David M'Ure, Bryce Blair, John Colquhoun, William Campbell, James Porterfield, Andrew Grahame, Hugh M'Arthor, Johne Ewing, and Robert Gairnie—councillors. All subscribed the oath of allegiance.

Nov. 26.

26 Nov. 1687.

Warlike preparations.

The burgh being without armis, and in no condition to defend itself against any invasion of rebellious Highlanders, now breaking furth, it is resolved to send a letter to ————, their agent, Edin^r, that he may represent their destitute condition to his Mat^ies counsell, and crave for the aid of the burgh ane hundred muskets.

William Craig, provist, having represented that "the heritors and gentlemen above Levin crave from this burgh help and assistance for suppressing of the Highlanders now in open rebellion;" but the com^rs of suplie not having allowed any of the thrie hundred muskets bro^t from the magazin at Glasgow for the use of the burgh, "They are altogether destitute of armis to help themselves, much less to help their neighbours, and yet unanimously willing to joyne to help with their naked bodies, throw want of armor; Thay thairfor appoint the provist to wryte to the Laird of Luss for information of the rebell's motion, and also to the garrison and governor of Drymmen for their information, that the burgh may be in redinness, to their ability, to wait upon aither of the motions that shall be most necessar.

"They also having considered how sudenlie they may be surprised with ane violent invasion of s^ds rebells vpoun the place for plundering of thair houses, and the grave and deplorable condition q^lk might follow to this poor place and inhabitants, think fitt that the provist, tua baillies, and dean of gild cause secure all boats, great and small, belonging to this burgh, and that the owners therof respective have them in rediness for against the common key in the river, that in case of the invasion the burgesses and inhabitants may putt aboard, and that all the owners of the said boats be dischargit to remove thair boits from the river without warrand of the said magistrates, each owner under the pain of one hundred pounds Scotts money, and appoint any person to pay to the respective owners, when thus putt aboard, any goods in the s^ds boats, for the freight of the boats, as the said magistrates sall modify."

All persons who have arms in their possession ordered to assemble with them at the Tolbuith at ffour o'clock this instant afternoon.

Thrie of the council appointed to wait upon the commanding officer at the castle, to crave ffourtie or fiftie muskets for the burgh's assistance, and to acquaint General Drummond that the burgh hes gottin information of the appearing of the rebells at the head of Lochlong or Tarbett, and above the braes of Buchanan.

1687. Nov. 26. Johne Colquhoun and Andrew Grahame chosen quartermasters of the burgh.
No persons to send meall out of the burgh to Greenock or other places.

Dec. 20. 20 Dec. 1687.

William Craig, late bailie, produces an act of his Majesties Privy Counsell, bearing date fyfteen December, whereby, in virtue of his Majesties commands, signified by ane letter direct to them under his royall hand, dated 10 November, Did nominate and appoint the persons under named to be magistrates and counsell of the burgh of Dumbarton, "they being such persons as his Majesty judged most loyall and ready to promote his service, and most forward to support the good and interest of the s^d burgh," viz., the said William Craig to be proveist, Alexander Macaulay and Robert Duncanson, baillies, James Williamsone, dean of gild, William Bontein, clerk, and Andrew Grahame, the^r. The councillors to be Johne Arroll, Matthew Lindsay, William Hamiltoune, William Campbell, maltman, David M'Ure, Johne Colquhoun, Johne Martin, James Porterfield, James Gordone, Hugh M'Arthour, &c., to continew in office q^th Michaelmas nixt, their admittance to be upon the day and dait heirof.

March 15. 15 March 1688.

Robert Allan, a litstar in Lithgow, is engaged to come and take up his residence in the burgh. No other to be allowed in the burgh so lang as he warks his wark; and in addition he is to be made burgess gratis, which latter was thairupon carried into effect. A dyer comes to the town.

August. August 1687.

REGALITY OF LENNOX CRIMINAL COURT.

LIST OF ASSIZE.

Johne Zuille of Darleith,	Johne Whitehule of Keppoch,
William Dennistoun of Colgrain,	Johne Colquhoune of Garshake, &c.,
William Noble, fiar of Ardardan,	James Glen of Portencaple, witness,
Johne Bontine of Grilstoune,	Johne Zuille of Darleith, interp.,
Johne Colquhoune of Dunglass,	Archibald M'Aulay of Ardincaple, baillie.

Tryal of Duncan Glass M'Allum.

The whilk day Duncan Glass M'Callum being brought to the bar, and interrogate if he had any thing to object ag^st the assizers, he declared he had nothing to object ag^st them.

The panel confesses that part of his indictment as to his coming to Rosneith and being in company with Johne M'Sorriche, William Baine, and the rest of the pairty, and that afore the hership lybelled; that he got his shaire, three young kyne and a stirk, and confesses that there were uplifted at the foirsaide time about a hundred kyne and horse, and some sheep; and confessed that he was in Patrick Cummins house with the rest when it was robbed, but denyes he midled with anything himself that was therein, and that those who robbed it were the personnes that took away with him the foresaide herschip: and this judicial acknowledgment is given in by the mouth of Johne Zuille of Darleith, the sworne interpretar.

ARCHIBALD M'AULAY.

Proof was thereafter led, one witness identified the panel as one of the party who lifted

1687. August. the herschip, and deponed that he had been threatened by them, and compelled to swear that he would not inform against them till after midnight. Another witness deponed that he heard the panel was "ane vagrant persoune, and had noe constant residence, and under a bad fame."

The whilk day the s^d Duncan Glasse M'Allum, being before the s^d assyzers, and thereafter removed to close prison, and the s^d assize being all removed lykwayes to ane room, and the door locked upon them, and they returned with ane voyce by their verdicke under the hand of Johne Zuille of Darleith, thair chancelar, finds that pairt of the first article of the panels indictment, touching his coming to Rosneath, and being act and pairt to the depredation after named and charges lybelled sufficiently proven, with robbing of Patrick Cummins house.

Therefore the bailyie sitting in judgment having seen and considered the verdict of the assyze, pronounced by the mouth and under the hand of Johne Zuille of Darleith, their chancelar, whereby they find the panel guiltie as s^d is, and the s^d bailyie having deaplie and weill advysed therewith, adjudges and sentences the s^d Duncan Glasse M'Allum to be taken forth to the public place of execution of the burgh of Dumbartone, upon the twentie-sixth August instant, and then betwixt two and four o'clock in the afternoon to be hangit till he be dead, and recommends to the magistrates of Dumbarton to see the sayme sentence put to due executioun, as they will be answerable; and farder ordains all the moveable goods and gear belonging to the s^d Duncan Glasse M'Allum to be escheat and in brought to the use of the Lady of the said regalitie and her said bailyie.

And this the domester gives for doome.

ARCHIBALD M'AULAY.

1689. Feb. 21.

21 Feb. 1689.

The provist having produced ane declaration, signed by his highnes the Prince of Orange, for "securing the peace of the country, suppressing of tumult and ryots upon the accompt of "religion, aither in churches or meeting houses, and other dewties therin contained, The "magistrates and counsell, all in one voyce, do ordain the said declaration to be published at "the mercat Croce to-morrow, being the mercat day, that nane may pretend ignorance." King William's declaration.

April 20.

20 April 1689.

Instructions produced from the Convention of Estates, to the effect that "three hundred "muskets, with match and bandileirs conforme, six barrels of powder, and six chests of ball to "be kept in Dumbarton for the use of the shyre." Fencibles to be raised, and a guard placed, on mention of war. Thirteen of the muskets to be given out to such of the fencibles as the magistrates think fit.

The magistrates and counsell appoint Thursday nixt as the day "for proclamation of "King William and Queen Mary to be king and queen of Scotland, at the publick place, for "such solemnitie, and ordaine intimation theirof to be made to the burgesses and inhabitants "to provyd themselves against the said day for putting on of their bonfyres." Proclamation.

May 4.

4 May 1689.

The magistrates report, that in obedience to the Act of Convention they had delivered to Ammunition.

1689. May 4. the Laird of Ardincapill fiftie of the thrie hundreth muskets; thrie scoir to the heritors and gentlemen within the parish of Cardross, and ane barrel of powder, ane chest of ball, and two sheets of match; ane hundreth muskets given to the fencibles within the parish [of Dunbartane]. Receipts taken from each of the parties to restore them to the burgh when desired.

Aug. 7. 7 Aug. 1689.

11lb 14sh ordered to be paid to William Napier, merchd, Glasgow, for 26½ ells of braid blew ribbon, gotten when my Lord Blantyre and other gentlemen of qualitie were made burgesses.

Sept. 23. In the Tolbuith of Dunbertane, the twentie-third day of Septr jm jvic four scoir nyne yeirs, convened William Craig, proveist; Alexander M'Aulay and Robert Duncansone, baillies; James Williamsone, dean of gild; Johne Arrol, Mathew Lindsay, William Hamiltoun, David M'Len, Johne Mairtein, William Campbell, Johne Colquhoune, Andrew Grahame, James Porterfield, James Lindsay, James Gordone, Hew M'Arthar; Oath of allegiance to King William and Queen Mary

The qtie day, In presence of Claud Hamiltoun of Barns, ane of the commissioners of the shyre of Dunbritane to the Parliat, and George Maxwell, sheriff deput of the sd shirreffdom, The sds magistrates and town counsell of the sd burgh, in obedience to thair Maties proclamation, issued furth for taking the oath of alledgeance to King William and Queen Mary, as king and queen of this realme, betuix and the twenty-fourth day of this instant month, with certificatione, conforme to the former Acts of Parliat made anent swearing the oath of alledgeance, and penalties therein containit, which proclamation is daitit at Edinburgh the second day of Septr instant, To witt, compeired William Craig, present proveist; Alexander M'Aulay and Robert Duncanson, baillies; Mathew Lindsay, lait baillie; William Hamiltoune, Johne Mairtine, David M'Len, William Campbell, Johne Colquhoune, Hew M'Arthar, Andrew Grahame, and James Porterfield.

Compeiring, and did swear and subscribe the following oath of alledgeance, viz.:—That we doe seuerlie promiss and swear, That wee will be faithfull and bear true alledgeance to thair Maties King William and Queen Mary. So help us God.

William Craig, proveist.	Johne Colquhoun, counsellor.	John Arrol.
Alexander M'Aulay, bailie.	Andrew Graham, counsellor.	James Porterfield.
Robert Duncansone, bailie, (according to the instrument of government).	David M'Len, counsellor.	Robert Muschett.
	Johne Mairtein, counsellor.	John Ewing.
	Hugh M'Arthour, counsellor.	Johne Weir.
Matthew Lindsay, counsellor.	Johne M'Alpine, clerk.	
William Campbell, counsellor.	William Campbell.	

1690. March 24. 24 March 1690.

The provost having represented to the council this burgh's condition, "in respect of the want of a settled minister, by reason of the tumult and confusion of the tymes, and that albeit there be ane presbyterian minister preaching in this place, maintained only upon the charitie of the Minister to be chosen.

1690. March 24. people, and that to thair certain knowledge Mr. James Donaldson, thair former minister, is at Edinburgh, to make his moyn not only for the bygone stipend, but also to continue to be re-established in his minister as formerlie, contrairy to the inclination of the haill burgh and parish, excepting some very few persons," It is agreed in one voyce to send Robert Duncanson, baillie, to Edin^{r}, as their commissioner, to give true information concerning Mr. Donaldson to such as may be the present Government, and for opposing of his designs above mentioned.

2 June 1690.

June 2. A call to be drawn in favour of Mr. James Elphinstone to be thair minister.

Complaint made for stopping of the common road "from this place to the wauk mylne, passing doun from the common loan throw and to the Mains of Colquhoun." A committee having been there and then ordered to inspect, report that they "had learned that the road sua stopped from the said little loan throw the . . . lands, went to the place where the gallows stood of old, and from thence straight up to the Greinheid, belonging to Corslat, possessed be Johne Lang, for evidencing q^{r}of, there is ane stane of the old dykes of the said common way yet extant. George Maxwell, tenant of the land, and against whom the complaint was laid, admitts that he stopped up the road in ignorance, and will open it forthwith, that all may pass as before to and from the wauk mill." The Wauk-mill road.

1691. June 7. 7 June 1691.

Proceedings with reference to bringing Mr. Gilchrist to be minister in the burgh.

Baggadge and horse to be provyded, in accordance with their Mat^{ies} proclamation.

July 4 1691.

July 4. Certain stones designed for the bridge sold to the laird of Kilmaronock.

22 July 1691.

July 22. Baillie Duncanson having represented "the good news, direct from his Mat^{ies} counsell to my Lord Neill Campbell, of ane great victorie by their Mat^{ies} forces over the Irish rebells in Ireland," and which being duly considered, they think it verie fitt that there be ane great bonfyre put on at the Croce, about fyve of the clock in the efternoon, and the bells to be rung, as the use and custom is on the lyke causes. Boyne Water.

1692. Feb. 6. 6 Feb. 1692.

In obedience to the proclamation of the Lord High Chancellor for a levy of seamen for their Mat^{ies} service, the haill seamen of the burgh to be summoned before the town council on Tuesday nixt.

May 1. 1st May 1692.

Baillie Duncanson elected captain of the forty fencibles raised in the burgh; William Campbell, lieutenant; and Johne Colquhoune, ensigne.

May 28. 28 May 1692.

The governor of the castell having produced ane warrant from the clerk of counsell for fyring of the wholl guns in the garrison, in consideration of the news of the great victorie thair Mat^{ies} had gotten over the French fleet, and desiring the burgh might concur in thair usual solemnitie, which having been considered, they all in one voyce appoint ane great bonfyre to Victory over the French.

1692. May 28. be put on at the Crosse, and the provist to draw ane list of twelve men, with thair fyre-locks, to wait on the magistrates at the Crosse, for fyring when required, as is usual on such occasions.

[In explanation of the long interval that elapses from this period between the extracts, it may be mentioned that the business transacted has reference, in a great measure, only to the passing of accounts "incurred on behalf of the burgh," varied here and there by the admission of burgesses, and the management of burgh property.]

5th November 1696.

1696. Nov. 5. The provost (Tobias Smollett, fiar of Bonhill) being ane stranger to the burgh's debt, craved ane accompt and information thaireanent, q^r^upon he is informed the burgh owes Bailie Duncanson four thousand merks under bond, and the mortification fund two thousand merks under bond. Burgh Debt.

21 Dec. 1696.

Dec 21. Proceedings regarding the conduct of Helen Watson, spouse to James Williamson of Chapelton, who, in her husband's absence, "had obstructed the entry of Archibald M'Aulay of Ardincaple into a pairt of that great tenement in Dunbarton laitlie possessed by the Laird of Macfarlane." The council approve of Ardincapill's proceedings, and undertake to defend the provost's conduct in supporting him. Dispute.

4th Dec. 1697.

1697. Dec. 4. In consideration of the great expense attending the purchase of ribbon when persons of quality are made burgesses, the council resolve to have the burgh arms cut on a silver seal, the breadth of half-a-crown, that wax may be used in future. Silver Seal bought.

12 Feb. 1698.

1698. Feb. 12. The council resolve to invite Mr. John Anderson to be minister of the burgh, and communicate with the presbytery for that effect.

4 Jan. 1700.

1700. Jan. 4. The council to attend the magistrates to the church, under the pain of twenty shillings Scots, instead of forfeiture of their vote, as of before, for absence.

6 April, 1700.

April 6. Andrew How of Kilbarchan undertakes to provide a new pendulum knock for the Tolbuith, and paint the dial of the same, for £12. New clock.

The Waukmill, which had become "useless, ruinous, and demolished, for want of watir and a proper tenant," to be taken down, and the stones used for building a house and kiln to the miller. Waukmill ruinous.

13 Oct. 1701.

1701. Oct. 13. A Justiciary Court being about to sit at Stirling, Provost Smollett to repair thither, and try and get the members of the said court to come to Dumbarton.

27 June 1702.

1702. June 27. Oath of allegiance taken to Queen Anne, as the only lawful sovereign of this realm.

1704. Dec. 2.

2 Dec. 1704.

The said day the magistrates and counsell having considered the great loss the burgh and burgesses has been at through the want of ane fit person for getting of intelligence this while byegane, the council accept of Mungow Buchanan's offer to provyde the burgh once every week with the "Edinburgh Gazet," "London Gazet" or "Postman," with "Mr. Dyer's Letter," for payment of thirty-six pounds [Scots] yearly. Intelligence.

1705. Oct. 13.

13 Oct. 1705.

Council resolve to hold weekly meetings for punishment of cursing, swearing, Sabbath-breaking, scolding, reveilling, scandalizing of their neighbour's good name, excessive drinking, night-waking, and company bearing. Scolding, &c.

1706. Oct. 4.

4 October 1706.

The council having considered the proposal for union of the kingdoms, to be discussed at an ensuing convention in Edinburgh, resolve, "that the same is a matter of the greatest weight and moment, and, in their judgment, of the most dangerous consequence to all the interests, civil and sacred, of the nation, and in appointing Sir James Smollett to be their commissioner, instruct him to declare their dislike of, and dissent from, the said union, as in their judgment inconsistent with, and subversive of, the fundamental laws and liberties of their nation, and plainly evacuating all the publick oaths this nation lyes under; and further, they expect and desire of their commissioner to have due regaird to the judgment of his constituents, the laws and liberties of the nation, and the established government of the church." Opposition to the Union.

Dec. 2.

2 Dec. 1706.

Letter read from Sir James Smollet, stating that certain printed "Instructions," which he had seen, differed from those sent to him by the council. He desires an explanation; and a committee is appointed to communicate with him thereanent.

1708. March 22.

22 March 1708.

Resolution regarding ane intended French invasion.

The qlk day the two baillies represented to the counsell that at this juncture the whole kingdome was in great hazards, by reasone of ane intendit French invasione, and to that purpose produced and read to the counsell, ane expresse sent by the magistrates of the burgh of Glasgow to them, anent the progresse of the said invasione; and therefore craved the counsell's advice what measures should be found proper in this juncture. Threatened French invasion.

In the first place, the whole magistrates, counsell, with the deacons of the several corporations, thinks fitt that there be ane constant correspondence keped, upon the town's expenses, betwixt the city of Glasgow and this burgh; and particularly they all in one voice have named John Ewing, wright in this burgh, to be the towns post for that end, during pleasure, who is always to goe to Glasgow one day, and return the other day, and bring what intelligence he can have from Glasgow. And lykas, they recommend to the magistrates to write ane letter to the magistrates of Glasgow, desyring them to name a fit persone ther, to send the intelligence to this burgh, with the said John Ewing, and in the said letter to promise in the towns name, satisfactione for his paines.

Item, the magistrates and counsell, considering at such a juncture the toune may be in danger by the coming downe of the Hiellanders, thairfore they think fit and appoints, that

1708. March 22. henceforth thair be a gaurd of the burgesses kept nightly in the said tolbuith, and also the counsell recommends to the magistrates to be cairful not only of sufficient officers, but also of the sentinels, As also in respect thair is a great scarcity of armes in this place, thairfore they think fit and ordaines all the touns guns to be fixt upon sight, and that the drume be sent through the toune with a bauk, requayreing all the responsable burgesses who wants armes, to provyd themselves with armes; as also that the said bauk warne the heall inhabitants, betwixt the age of sixty and sixteen year of age, to be in readiness with their armes upoun advertisement, to attend upon and follow what directiones and ordirs the saids magistrates may appoint them; and in lyk manner appoints the baillys to wryte ane to Sir James [Smollett, to] desyr him to give directions for supplying the place with armes, and if neid beis to represent to the government the danger of the place, being in the mowth of the Heillands, and to crave from the government supply of armes. Threatened French invasion.

Item, the said magistrates and counsell statutes and ordains, that noe burges or inhabitant in tyme coming, harbour anie strangers in thir housses, and particularly inkippars, till they ather give up thair names to the magistrates, or otherwayes to the captain of the toune guards, under the paine and penaltie of twelve pounds money forsaid, toties quoties.

1713. June 27. 27 June 1713.

In consideration of the want of good water in the town, the council resolve to convey St. Shear's Well across the Leven. Sir James Smollet to speak to the Laird of Kirkton thereanent, and to look out for some skilled person to execute the wark. St. Shear's Well.

1714. Jan. 5. 5 Jan. 1714.

The said day the council having received and considered ane missive, direct to them from the Lord Proveist of Ed^r., dated the twenty-third December last, showing that commissioners were appointed by her Majesty, and the French king upon the treaty of commerce, who were to meet at London; and also considering how much it imports the royal burrowis that the said commissioners be fully informed of the circumstances of the trade of this nation, and how and by what means the same may be improved,—they doe therefore nominate, elect, and appoint Sir James Smollett, Bonhill, present proveist of the said burgh, who was commissioner for the burgh at the last generall convention—and, in his absence, Mr. James Smollett, counsellor of this burgh, as his assessor—to meet at Ed^r. with the other members appointed by the convention, to determine upon what memorials, anent the trade of the nation, should be laid before the said commissioners of commerce. Convention at London.

May 29. 29 May 1714.

The council accept of an offer made by Mr. Cairnaby, Glasgow, to bring St. Shear's Well into the town for £54. The Laird of Kirkton to be spoken to. St. Shear's Well.

Oct. 9. 9 Oct. 1714.

Mr. Cairnaby to be written for, to consult with the council regarding the pipes for bringing in the water.

1715. Aug. 20. 20 August 1715.

Accounts approved for expenses incurred by the magistrates in Mrs. Calder's house on the King's birth-day; for coal, and candle, and powder, to the town guard; for dressing the town's colours; and for a new drum. King's birth-day.

1716. May 9.

9 May 1716.

The treasurer is appointed to prepare a separate account of the extraordinary charges the burgh was put to during the late rebellion by expenses to Government, corresponding with the country adjacent, and for furnishing intelligence regarding the rebells; as also "of the expense incurred by a pairt of the burgesses who joined the men of war, Paisley men, and gentlemen of the shyre, to retake the boats that were harried by the Magrigors on Lochlomont." Rebellion expenses.

June 2.

2 June 1716.

THE BURGH OF DUMBARTON'S EXTRAORDINARY EXPENCES ON ACCOUNT OF THE REBELLION.

In the Tolboothe of Dumbertan, the second day of June j^m vij^c and sixtene years;

The magistrats and counsell approves of the several accompts given in by the thesuerer, anent the expenses debursed be him, since the fyfth of June j^m vij^c and fifteen to the deat heirof, relating to the extraordinary charges the toune was put to during the leat rebellione, in paying of the men hyred by the burgh for reinforcing of the castell of Dumbertan, and the partie sent out by the burgh, paying of expresses imployed by the burgh for getting intelligence from the severall pairts of the country, and utherwayes as is more particularly mentioned in the minutes sett down by the committy, appointed for revising the saids accompts, Which accompts being accumulat extends to the soume of ..... lib. 442 19 6

The magistrats and counsell lykwayes approve the accompt dew be the burgh to Misters Calder, and spent by them upon the electione of the magistrats, and uther gentilmen present with them on that occasione; and at severall tymes with the deputie lieutenants and gentilmen of the shyre, quhen concerting with them anent the saftie of the toune and countrey; and for wyne and uther liquors furnished be her to the magistrats, depute lievtenents, and uther gentilmen present with them, at the severall solemnitys for the victories obtained by his Majisties' fforces, over the rebells att Sherefmoure and Prestoune. Which accompt extends to the soume of ..... lib. 192 10 4

Item, Mongw Buchanan's accompt spent in his house, with the half pay officers of Lord Mark Ker's redgiment, and making several gentilmen burgesses, and about uther affairs of the burgh, ... lib. 101 1 0

Item, The account given be Mrs. Colquhone, since the 20 of August to the deat heirof, ffor liquors and uther provisiones, furnished to the partie of burgesses sent from the toune to joyne and assiste those imployed for retaking the boats seased by the Ma-

1716. June 2.

grigors in Lochlomont; and spent with the officers and men that came from Pasley, to reinforce the toune when they were threaten'd by the rybells; and in making of the officers of the severall [redgiments] that went through the toune to Argyleshire burgesses; including the allowance given by the magistrats to the severall guards kept in the toune during the continowance of the leat rebellion. Which accompt extends to the soume of ..... lib. 146 19 0

Item, Mrs. Buchanan's accompt, spent in her house at severall tyms with the Earle of Glencairne, and with the captans of the men of warr, who were made burgesses, having assisted the burgh in retaking the boats from the M'grigors; and spent with Mr. Graham, Shiref, and uther gentillmen at severall tyms anent the burgh's affairs, and with the officers of Cournel Edgertoun's redgement quartered in the toune, ... lib. 109 19 0

Item, The accompt given in be Mrs. Lindsay and spent in her house by the Magistrats, Justices of the Peace, Gentillmen of the Shyre imployed in the Militia, and spent by the Magistrats on uther occasions, ... lib. 52 9 0

Item, The accompt of David Hutchisone, for ane guard rooume in his house for the Officers of the Militie and Cournel Edgertoun's redgement keipping guard in the Tolbooth; and for coall and candell furnished to them in his house, ... lib. 20 9 0

Item, Baily Weir's accompt, for powther, leade, and flint stones furnished be him, ... lib. 8 8 0

Item, Ane accompt by Alex. M'Farlane, spent in his house by the Magistrats with the Officers of Edgertoun's regment, and uther detachments, in demanding bilgats for the detachments, extending to lib. 4 10 0

Item, Ane account be Aulay M'Aulay, spent in his house by the quarter master, in drawing bilgats to the fforces, militie men, and men of war's crew, ... lib. 5 19 0

Item, Ane account to Mrs. Buchanan, spent in her house by the magistrats with the officers of the men of warr, with the Pasley men who came to assist the toune in the time of the late rebellion, with the shirriff and gentilmen of the shyre at severall occasions, ... lib. 110 19 0

Item, To Andrew Graham, clerk, in consideration of his extraordinary pains and charges he was put to upon the toune's accompt during the rebellion, ... lib. 8 0 0

Item, The Magistrats and Councill appoints Gillies Mitchell, thesaurer, to pay to the severall from whom the six bag-

SOUTHWEST ELEVATION OF THE MANSION, WEST WING

DUMBARTON KIRK-SESSION RECORDS.

[THE oldest volume of records in possession of the Kirk-Session of Dumbarton does not reach beyond 1667, but about thirty years since a volume, commencing with minutes of date February, 1620, fell into the possession of a private person in the burgh, who communicated portions of it to the public in a small local publication called "The Argus." The Session made several attempts to purchase the volume, but were on each occasion unsuccessful, and as the individual removed out of the burgh, with the volume in his possession, and died some years since, the interesting record has been lost sight of. The entries being akin to each other in character, a few extracts will suffice. The orthography, as printed, was excessively corrupt, and an attempt is here made to restore it to something like its original form.]

1620. February 9. February 9, 1620.—Whilk day, in presens of Maistir William Blair, minister, Thomas Fallisdaell, provost, James Hall of Fulbar, Johne Fallisdell, and William Colquhoun, baillies, and Johne Porter, the compt of the penalties ffallin to the Kirk of Dumbartane sen the saxt of Apryl, 1617, and the deburmentis sen the said tyme being compered together, q^r^by it is fund the kirk to be superexpendit in deburments mair nor all the penalties gottin in befoire this day the somme of xi^lbs.^ xv^s.^ and ii^d.^. Q^th^ sum was debursit be the minister, and to be repayed to him. Expenses.

Feb. 27. Sessio, February 27, 1620.—The qth day, in regard of the tumult at the * * of the misbehaviours of Johne Robisonne, couper, on the ane p^t^, stryveing to be in ane dask, alledg- and to have ryt thairto, and of Umphra Dennie, Walter Boquhannan, couper, to hald him out, the minister being in the pulpit; thairfoir the session ordanis the said dask to be removit from the pr^t^ it is, and to set it neirest the kirk door, and none but the por personnis to sit in it, q^l^ it be tryit q^o^ hes ryt to it, and warnit p^n^tly to bring their probatioun the nixt session day. Tumult in the Church.

April 2. Sess. April 2, 1620.—Kathrein Barnat, to the end sche may be admitted to the communion, ordaned to mack hir repentance in sackcloth, and to stand at the kirk door betwix the second and third bell, and therefter to go to the place of repentance, and that ay and quhill sche be fund penitent for hir charming. Charming.

Jonet Boyd lykwyse ordaned to satisfie eftir the samyn maner, in lynnen clothes, for hir seiking of charmes from hir. The qth day bothe the forsaid pairties inacted themselves not to be fund guiltie of the foirsaid fault under the paine of deathe.

1620. April 16. Sessio, April 16, 1620.—Johne M'Indullor and Agnes Gawye being alreadie proclamit, and to be maryit on Tysday nixt, and now being challengit for comiting fornicatioun before the mariage, confessit the same undir promeis of mariage, and thairfor the session, in regaird of the preparation for hir mariage banquet, and that they wer sa lang of challenging, ordainis them to confess their fault and crave pardon the day of their mariage, and sicklyke thereftir in their awin habite on the plaice of repentance on Sunday nixt, q^lk^ they askit them to do undir the paine of twentie merks, and the session hes confiscat the consignatioun of ten merks p^a^tly, and David Watsonn becumes catioun for them that they sall mack their repentance, and they askit them to seteisffe him undir the doubill of the paine. **Fornication.**

May 7. Sessi., May 7.—Johne Munro having twyse fallin befor in fornication confessed that now the third tym he had fallin w^t^ Grissel Morisonne, ordained to satisfie according as a relapse, and becaus he hes no geir to pay his penaltie, ordained to be punished in his bodie by prisonne and the joggis, conforme to the act. The q^lk^ day his maister, Johne Sempil of Aikinbar, took in hand to produce him betwix and Witsonnday to the effect that he may be so punished.

May 14. Sess., May 14.—The q^lk^ day was gaddert, for the releif of certen personns of Bruntiland q^lk^ wer ten w^t^ the Turks, and sald to the Mores, xi^lib^. Q^lk^ delyvered to the minister to give to the modrator of the presbitrie. **The Turks.**

May 28. Sessi., May 28.—The q^lk^ day the sessionne ordained that everie personne being warned to come to the examination, if they refuse to cum ane of the two dayes q^lk^ sall be appointed to them, sall pay everie ane 4^sh^. Leikwayes that if any personne qo cumes to be examined be fund ignorant of the prayer, beleif, or commands, in that case they sall pay for everie ane of thes q^rof^ they sall be ignorant, xii^s^. except that w^t^in the space of sax weiks theraftir they lerne them. **Examination.**

July 9. July 9.—The quhilk day Agnes Garner being fund guiltie of sclandring her husband foolishlie without onie grund w^t^ Johne Crummes dochtir, was ordanit the next Sabothe, in her awn seait, to crave God pardonne for the forsaid sclandir, and pay of penaltie two merks, or otherwayis be putt in the joggis.—The sam day lykwayis Johne Munne, a relapse in fornicatioune, to the end his bodie micht not be punishit, inactis himself to pay nyne punds of penaltie betwixt and Martinmas nixt. **Slander.**

August 27. Sessionne, August 27.—The quhilk day in respect of the charseness of victualls, the sessionne ordains that bryddell lawingis sall not exceid fyve schilling at dinner and at supper three schilling four pennies, utherwayis the parties maried to loss ther consignatione. **Bridal lawings.**

Sept. 17. Sessionne, September 17.—The q^lk^ day Johne Glenn and William Houstone, for lowssing ther boattis on the Sabbothe, and travelling up to Glasgow with them, was ordainit **Sabbath profanation.**

1620. Sept. 17. the nixt Sabbothe to crave God's pardoune for their profanationne of the Sabbothe. Katrine Nickalsonne for swearing opinlie in the streitts, was ordanit lykways the nixt Sabbothe to crave God's pardonne opinlie in the congregationne.—The sam day, Nans Ferriar, being admonishit for misbehaiving herselfe and drinking w^t Dutche men, becaus sche was out of service, was ordanit to serve in Jamis Periaks q^ll Martinmasse nixt, and that therefter to enter in som honest service, or else to remoove hirself off the toune; into the performance q^rof sche inactit hirself with hir awn consent. Sabbath profanation.

Sept. 24. Sessionne, September 24, 1620.—Lykwayis Katrine Fyndlay being convict of scandalous misbehaiving hirselff towards hir husband, as als of profaining the Sabbothe, by selling aile theirupon in tym of sermone, was ordanit to pay twentie schillingis, and to mak hir repentance publicklie the nixt Sabbothe.

1621. Feb. 28. February 28, 1621.—Compearit William Scott, and being convicted of haunting suspect places w^t Elspett Stewart, with q^m he had of befoir fallin in fornicationne, and that after interdictionne, the sessionne desyrit the minister speir the advyse of the presbitrie how he should be punishit for breaking interdictionne. The said day compeirt Johne Tabbinne, and being challengit of being in suspect places w^t Jonatt Ross, since they wer inhibited, denyitt the sam, and reservit himself to tryall. Fornication.

March 24. March 24.—The q^lk day compeirit Margrett Porter, quho of befoir had sundrie diverse tymes fallin in fornicatione withe George Buchanan, and therfor wes ordainit to remoove hirselfe out of the toune; and haiving returnitt, after long absenting hirselfe for the crymes foirsaid, and being suittit in mariage by ane honest man amongste us, desyrit benefeitt of the kirk. The sessioune thocht gude, and ordanit hir that befoir sche sould get the said benefeitt sche mak hir publick repentance, and pay of penaltie 40^sh.

April 15. Sessionne, April 15, 1621.—Robert Moriesonne and Alexander Steinstonne, being convict of bitter and maliciouss speechis, mutuallie ane towards another, and that schortlie after they had beine at the tabille of the Lord, ordanit to pay, evrie ane of them, two merks in penaltie, and craive God's pardonne publicklie in the congregationne. But becaus in mutuall flytting and railing betueen tuo pairties, it is fund oftime that the ane has bein hardlier provockit therunto by the other, sua that it is not reasoune they sould be equallie punishit, therfor it is ordanit that heirafter the persounes quho provockis the other, either by word or deid, sal be punishit in penaltie to the doubill of the other pairties penaltie that is provockit thirto. Bitter words.

July 18. July 18.—Compeirit Johne Crumme and James Lang, and confessit that on the Sabbothe day they had beine grinding in the milne—wer therfor ordainit to pay, evrie ane of them, threttein schilling four pennies, and stand in the publick place of repentance ane day. Compeirit lykwayis Robertt King, and confessit that he had sett on the mylne into them—ordanit therfor to mak his repentance ane day in the publick place therof. Sabbath grinding.

1621. August 12. August 12.—Visitatioune of the kirk of Dumbartane, upon the tuenty day of August, 1621, be Mr. Walter Stewart, moderator, Mr. Robert Muir, Mr. Robert Watsonne, and Mr. Andro Sempill. The qth day all things fund in order, the sessioune book formall allowed. Only finds that the law anent sweirors is not well aneuch execut; ordaines the minister to urge bettir executioune. Ordaines the kirk to be repairit in ruiff and laftis; and the north yll to be built, and to tak order for building of the south yll. The brither visitors consent, with the haill gentilemen and elders, that with the commoune purse of the penalties ther be tua blak mortclothes of blak cloth coft, and to be givin in keiping to the kirk officiar, and the sessioune to set doune reasonable pryces therfoir. Ordained the beddell, Johne Tome, and his successors, to ring the mort bell befoir all persones deceased, within toune, for sic pryces as the minister and Sessioune sall set doune. Visitation.

(Signed) A. Sempill.

August 29. August 29, 1621.—The quhilk day, the sessioune ordanit the minister to intimat out of pulpeitt that lawis and actis anent sweirors and prophainors of God's most holie name would be more sevarlie execute, and ordanit also that the drum sould go through the toune on Sattarday nixt, making intimatioune of the samine also, that nane micht pretend ignorance. Act anent swearers.

It wes ordanit that Johne Tome sould ring the mort bell befoir the deid, and that none sould mak anie grave on the churche yaird but he onlie, or ane q^m he sall chose to do the samme, for the doinge wherofe it was ordanit also, that for the corps that hathe the velvett mortclothe sould be payit unto him tuentie schillingis, and tuelf schillingis for them that have the mortclothe of black Inglishe clothe, exceptane allwayis poor anis, they onlie to pay six shillingis; and for evrie bairne and yong ane half pryce, according to the mortclothe that they sall have, to wit, for bairnes that have the velvett mortclothe, ten schillingis; and for thes that have the other, 6 schillingis; and for poor anis, ane groat. Burials.

July 21. July 21, 1622.—The quhilk daye compeirit Johne Beittoune, younger, quho confessit that he had in his passione of angir cursitt the Turkis for no deteinning and holding of Johne Campelle, sailler, when the uthers of his companie wes takene, and that he had wissit that he nor nane of his companie sould evir cum home againe, and that he had wissit that all Dumbartane to be in ane fyire—wes ordanit to stand ane Sabbothe bairfoottit and leggitt in the haire gowne at the kirk door, betwixt the second and third bells, and thairafter in the public place of repentance in tym of preiching, in manir forsaid. Cursing the Turks.

Nono die February, 1620.—Quhilk day, in presens of Mr. William Blair, minister, Thomas Fallisdaill, proveist, James Hall of Fulbar, Johne Fallisdell and William Colquhoune, baillies, and Johne Porter, the compt of the penalties fallin to the kirk of Dumbartane sen the saxt of Apryll, 1617, and the debursements sen the said tyme being conferred together, q^rby it is fund the kirk to be superexpendit in debursmentis mair nor all the penalties gottin in befoir this day, the somme of xi^libs. xv^sch. Income and expenditure

Q^th somme was debursit be the minister, and to be repayed to him.

1620. Feb. 9 NOTA OF THE PENALTIES RESTAND OR GOTTEN IN PRECEIDING THE MONTH OF FEBRUAR, 1620. THEIR NAMES FOLLOWIS:—

	Lib.	sh.	d.
Jeane Wilsonne, for prophaining of the Sabothe,	0	20	8
Margat Blair, for flytting,	0	26	8
The said Jeane Wilsonne, for flytting,	0	5	0
Johne M'Ilmun, relaps in fornicatioun,	6	0	0
Marie M'Farland, relaps,	4	0	0
Margrat Spittell, for flytting,	0	26	8
Lachlane Palmer, relaps,	6	0	0
Jonat Parker, fornicatrix,	0	8	4
Lachlane Palmer,	0	24	0
Johne M'Indullor and Agnes Gawye, fornicators,	3	13	4
Jonat Scott, fornicatrix,	2	13	4
Grissel Morisonne,	4	0	0
Robert Knox, relaps,	6	0	0
Johne M'Ilmunn, relaps,	6	12	8
Jonet Munn, fornicatrix,	0	4	0
John Smellie and Agnes Gairner, his spouss,	0	40	0
Elisoune Towart, spouss to Johne Crum,	0	10	0
Robertt Colquhoune, fornicator,	4	0	0
Catrine Fyndlay,	0	12	0
Jonat Davie,	0	20	0
Marg. Campbell,	0	26	0
Margret Porter,	0	40	0
Alexander Steinstonne,	0	23	4
Robert Moresonne,	0	23	4
Jeane Kooke,	2	3	4
Robert Nelsonne,	4	0	0
Johne Spittell,	0	40	0
Andro Allan,	6	12	0
Robertt Glenne,	4	0	0
Jonat M'Kneittor,	2	3	4
Margret Blair,	0	23	4
Jeane Buchannen,	0	24	0
Johne Crumme and James Lange,	0	16	8
William Scott and Margrett MacKlerin,	0	8	0
Margrett Douggall,	0	23	8
Margret Houstoune,	0	33	4
Jonat Moodie,	0	33	4
Johne Craig,	0	20	0
Walter Williamsonne,	0	20	0
Nicolle Quhytt,	4	0	0
Johne Porter, upone the tent of December, 1621, q^{ts} he had receivit for the use of the mortclothis, viz., for Katreine Simisone,	0	40	0
Jeane Walkinschaw,	0	24	0
Jonat Bisseatt,	0	24	0
William Mortone,	4	0	0
Johne Boille,	5	0	0
R. M'Aleister,	0	53	4
Robert Sempill,	0	26	8
Jonatt M'Korkell,	0	13	0
Johne and Allane Biggertis,	0	20	0
Jeane Houstone,	0	43	4
Elisabethe Darrumpill,	0	33	4
William Wallace,	4	0	0
Jonatt Owing,	0	40	0
Jonat Park,	0	26	8

August 26, 1622.—The quhilk accompt being made of the wholl penalties above writtine since the 9 of February, 1620, extends to the soum of 137$^{lib.}$ 2$^{sh.}$ 4$^{d.}$ whereof forgiven to certain poor personis xi$^{lib.}$ 10$^{sh.}$

Sua restis, 123$^{lib.}$ 12$^{sh.}$ 4$^{d.}$ and restis to be taken up presentlie, 7$^{lib.}$ viz. from the personis following in the nixt syd.

1620. Feb. 9.

	Lib.	sh.	d.
Penalties awin presentlie to be takin up.			
Robert Sempill, ...	0	26	8
Jonet M'Nickell, ...	0	13	4
Jeane Houstoune, ...	0	43	4
Johne and Allan Biggertis, . .	0	20	0
Jonat Park, ...	0	26	8
Summa of the wholl penalties resaivit and to be resaivit since the 9 of February, 1620, as is befoir writtin, extends to 125lib. 12sh. 4d.			
Enactit from sweirors, qlk wes puttin with the rest of penalties, .	0	50	2
Summa of the wholl, bothe penalties and sweiring, ...	120	2	6
Qrof hes bein debursit in the affairs of the kirk, as the particular compt bears, ...	119	2	2
Sua restis in the box 33sh. 4d. and to be taken up presently, as is above written, 7lib.—Summa, .	8	13	4

DEBURSEMENT OF THE PENALTIES SINCE THE IX OF FEBRUAR, 1620.

	Lib.	sh.	d.
Imprimis on the 30th of April to Robert Colquhoun, in part of payment for the thiking of the steeple, ...	9	13	4
To Donald Gow, the 30 of Junij, for foge, ...	0	6	0
To Johne Michell, for making the common leddir, ...	0	16	0
To Johne Eldir, for mending the east end of the brigge, . .	0	12	0
For dressing and poynting of the kirk,	0	45	0
Johne M'Kilmannis' penaltie qn he was relaps, allowit to Johne Sempill, for timber to the steippill, .	6	0	0
On the 22 of November, to Johne Thome, for his fie of the zeir 1622,	10	0	0
To David Glenne and Johne Thome, for redding and dichting the steippil, ...	0	34	0
For ane sand glass, ...	0	13	0
For ane airne, to sett the said glass into, ...	0	20	0
For airne work by Johne Richmond, for setting up the place of repentance, ...	0	18	0
To Robert Glenne, for nailes, lead, and glew, ...	0	7	0
To Robert Colquhoune, for setting up the place of repentance, .	5	0	0
To Johne Thome, ...	0	7	0
To Johne M'William, for mending the kirk, ...	0	25	0
To Robert Glenne, for nailes, .	0	0	16
To Andro Allan, ...	3	18	8
To Johne M'Alpine, for thrie pund lead, to be tickets to the communicants, ...	0	6	0
To Johne Thome, for nailes he bought to mend the staire withe,	0	2	0
Debursit to pay the two mortclothis,	23	18	4
Upon the — day of Octobir, to Johne Thome, sex pund 3sh. 4d. for his fie from Martinmesse, 1621, till Martinmesse, 1622.			
To Johne Thome, for naillis to mend the kirk style, ...	0	2	0
Given out 13lib 16sh. 2d. to repay that qlk wes borrowit out of the poor silver to pay the mortclothis withe.			
To William Stobow, for mending the kirk, ...	0	20	0
To Robert Colquhoune, for the repairing and setting Sir Johne Stewart his desk, ...	3	0	0
For naillis to both the work is forsaid,	0	20	0
For the mending up of the wall			

	Lib.	sh.	d.
that wes biggit up in the mouthe of the southe ylle, . . .	0	21	8
For transporting the northe yle in that op * * payment for doing the sam, ...	13	6	2
To William Stobow, for turning the kirk befoir the laird of Fulwodi's ylle, ...	0	12	0
To William Stobow and his sonne, for turning the —— fra the kirk q[t] the new staires sould be got,	0	24	0
To the said William, an airles for the thicking of the kirk, . .	0	6	0
Out of the boxe, to Mathow * * * in p[t] payment for transporting the northe ylle, ...	5	0	0
To pay clerk of the presbitirie's fea,	0	20	0
To Johne Thome, for his waiting on, and service bygane, and to cum, q[lk] the kirk wis in repairing, ...	0	40	0
To William Clerk, for making more furms to the sessione buird, .	0	8	0
Given to the minister to help to pay the ruiffing of the kirk, that sam day that the 40s. wes given to Johne Thome for his onwaiting on the kirk work, being the 17 of Julie, ...	4	17	4
August 12, 1662.—Summa of the penalties debursit since the 8 of Feb. 1620, extends to .	119	19	2

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1667. Oct. 10. Session, Oct. 10, 1667.—Sed.: Minister (Mr. George Stirling) and Sessioune.

Jonet Allan, relict of the decesit Walter Elder, having beine sumondet, caled, compeired. Being questioned of hir scandelous cariage with William Campbell, a maried man, confessed that the s[d] William Campbell came to her chalmer the seventh of October present at nyt, and was with hir till twelve o'clock at nyt, and that she lay doune in hir naked bed, and that the s[d] William lay in hir bed above the cloithes, and offered her a dollar to let him ly doune w[t] hir, q[lk] she refuissed; at last, that he lay under the cloithes with hir, with his coat and his drawers on. She is sumonded *apud actu* to compeir the nixt sessioune. William Campbell appointed to be sumondet to the next sessioune. Adultery.

Oct. 17. Oct. 17, 1667.—Jonet Allan being called, compeired, and being againe interrogat of that scandell w[t] William Campbell, says this day, that all the tyme they sat togidder in hir chalmer, he never did provock her to uncleanes in the least kynd, and had no uncivil carriage w[t] hir all the tyme; alsua that they dranke a pynt of aill togidder. At length she said that she was bot half ane hour in the bedd with him q[n] his faytherin-law, David Smith, brack up the door on them.

William Campbell being sumondet and called, compeired; was appointed to be sumondet to the sessioune the nixt Lord's day, being October 20.

Oct. 20. October 20, being Sabbath.—William Campbell, being called upon, compeired, and being interrogat, confessed that on the seventh of this present October, he being at Thomas Waker's door under night, Jonet Allan came to him and desyred him to come to hir chalmer, and q[n]

1667. Oct. 20. he went with hir she desyred a pynt of aill of him. He said he wold give hir no more nor a chappine, bot that they drank a pynt. Confesses that he was drunk; and that he lay doune in the naked bed w^t hir, and wist not q^r he was q^n his fayther-in-law, David Smith, brack up the door. Being interrogat concerning the money q^lk she sayes he offered hir, he sayes that she sought the loan of two shilling sterling, and that he gave hir a dollar. He supplicat the sessioune to put a spedie cloise to his process, in respect that he is ingadged be a ship to Barbadoes, q^lk is shortly to sett saill, and that his being hindered from that voyage will hinder all his other affairs. The sessioune sumonds him *apud actu* to compeir before them on Thursday nixt, being the 24th of October, in the afternoone, in respect that the forenoone is to be taken up in the election of elders. Appoints also Jonet Allan to be sumondet, and the witnesses, against the said day and tyme, and to give up the witnesses' names to the officers for that effect. **Adultery.**

Oct. 24. 24 Oct., Sess. post meridian.—Sed. : Minister and newly elected elders.

The q^lk day William Campbell and Jonet Allan being sumondet and called, compeired, and the s^d William being interrogat, confessed that on the seventh of this present October, about eight o'clock at night, Jonet Allan comes to him, he being at Thomas Walker's house; that he went over to hir chalmer and drank a pynt aill, bot denyes he was in the naked bed w^t hir. Confesses after they war gotten be his fayther-in-law, David Smith, q^o brack up the inner door vpoun them, that he came back to seike his mundall and coat, q^lk he said he left thair. Being interrogat q^lk of them barred the door, sayes he knows not; bot she affirmed it was he q^o barred it. Being interrogat if ever he was in company w^t hir befor, confesses that he was after Lambas, and that he remained bot a little space, and did no ways tempt hir uncleanness. They being both confronted togidder, he says she bad him come after hir at Thomas Walker's house, q^lk she denyes. She sayes he offered hir a dollar, bot she wold not have it, bot wold have borrowed from him a shilling sterling or two. At length he says he was drunk, and knows not whether he lay doune in bed w^t hir or not, and that till his fayther-in-law, David Smith, brack open the door, he knew not where he was. This being all they both confessed, witnesses were led.

Johne Schaw, tayler, being sumondit, admitted and sworne, depones that he being lait up that nyt, Katherine Carnes said to him, Gae draw William Campbell out of the bed from Jonet Allan. Q^r upon he presently went to warn his fayther-in-law, David Smith, and q^n they came both togidder to Jonet Allan's chalmer, the outer and inner doors war maid fast; that he knocked long at the door, and non a^s ring them at length he brack open the doors; that they fand Jonet Allan in hir bare shirt, and Campbell standing at the brace with his cloithes on, making fast his breeches; his muckell coat was unbuttened, and his neckcloth aff, and his mundall coat lying by; and that q^n they went out Jonet Allan pulled David Smith by the breeches and besought him not to shame hir.

Jonet M'Coull being sumondit, admitted and sworne, and interrogat, depones that q^n she was coming out of the brewhouse, William Campbell and Jonet Allan came baith togidder in to Jonet Allan's chalmer; he sat downe w^t hir, and desyred hir to fetche a chappin of aill. Jonet Allan said better give us the haill twentie pennie worth, for it is all ane drinke. Farther depones, that she saw the s^d William Campbell having the s^d Jonet

1667. Oct. 24. Allan on his knee, and kissing hir, and she willinglie receaving him, and that they clapped and kissed ither, ther being none in the house w^{t} them; and that then after they went towards the bed, and he called her my little rougue, and that a little after he came back from the bed and drunke of the aill. That she heard him say at his first incoming that he would not leave hir that nyt, and Jonet Allan speaking something to him q^{ch} the witness did not hear; she heard him reply he wold say to his wyfe that he was in the Miltoun of Colquhoune all night; and farther, that when they war at the bed she wold tak it on hir oath that they war in the act of uncleanness. This she herd and saw at a window. That she cryed in to him it war better for him to be sittin at his awn houss, nor lying w^{t} suche a woman, bot naine maed answer; and therafter she heard him putt aff his breeches, and the box in his pocket tinkling, and the shoes fall aff his feet going in the bed, and that she heard Jonet Allan saying the divill take me bot I shall come presently to you; and therafter she herd the shoes falling aff, and heard hir ly downe w^{t} him; and that they war thrie hours togidder in bed, and that she heard them the said second tyme in the act of uncleanness; that they sleeped none, bot still spoke togidder, not like ony disorder betuixt them; and that q^{n} the door was brocken up, she saw Jonet Allan standing in hir smock on the floor, and that before it was broken up Jonet Allan refused to open it, bot barred it harder. Adultery.

Anna Houstoune depones that she going down to the brewhouses saw James Browne and Jonet M'Coull standing at Jonet Allan's window, and that about ten hours at nyt she heard William Campbell and Jonet Allan speiking out of bed neir tuo hors, at q^{ch} tyme she cryed into him to rise in the devill's name, and go home to his wyfe; bot no answer made. They made such stirr as it appeared they war in the act of uncleanness, and that they lay quiet a little befor the door was broken up, at q^{ch} tyme the deponent gat away for fear.

Agnes Mitchell depones she was not thair that nicht, and she never heard William Campbell provock Jonet Allan to uncleanness; bot about sex weeks since she heard the s^{d} William in Jonet's awn hous whispering she knew not q^{t}, and heard hir ansuer for the Lord's sake forbeir, for ye are not for me, nor I for you, at this tyme.

The sessioune having now used all diligence for the clearing of this scandall, do refer it to the Presbyterie.

November. November, 1667.—This day William Campbell shewing great signes of humilition and sorrow in the public place for his scandall of adultery w^{t} Jonet Allan was absolvit at the directione of the Presbiterie, the vessel going away q^{r}in he was engaged to Barbadoes.

1668. Jan. 9. Jan. 9, 1668.—Jonet Allan entered to penance upon the public plaice in sackcloith ffor the scandell of adultery w^{t} William Campbell, according to the order of the Presbyterie.

Feb. 22. February 22, 1678.—Jonet Allan having given public satisfaction for the scandall of adultery with William Campbell, mariner, was absolved the last Lord's Day according to the order of Presbyterie.

GLASGOW *V.* DUMBARTON.

DISPUTES REGARDING CLYDE PRIVILEGES.

THE following documents will enable the reader to form a clear notion of the nature and progress of the dispute between the burghs of Dumbarton and Glasgow regarding the dues leviable upon vessels entering the Clyde. Mutual jealousies regarding the Clyde traffic seem to have broken out soon after each of the burghs obtained their charter. In the early part of the thirteenth century the burgess conflicts threatened to disturb the peace of the whole west country; and in 1242, Alexander III. interposed in favour of the "Bishop's men" of Glasgow, granting them special exemption in their trade with Lennox and Argyll. In the early part of the fifteenth century, the burgh of Renfrew seems to have become a party to the dispute, as appears from the following indenture and decree :—

INDENTURE BETWEEN THE BURGHS OF DUMBARTON AND RENFREW AS TO THE DETERMINATION OF DISPUTES BETWEEN THE SAID BURGHS. [1424.]

"FRA the incarnaciovn of oure Lorde j^{m}. cccc. twenty and four; In the decollacion of Sayn John the Baptiste, In the Kyrk of Saynt Patrik, quhare thare come twelffe of the burch of Dumbartane, that ar to say, John Stute, John of Banachtyn that tyme balzeis, Donald Flemyng, John Sammale, John Waltir, John Henryson, Wilzam Stut, Wil of Hall, John Adamson, John Nevynson, Mackay Baxtar, and Sir Davy Rede; and uther twelffe of the burch of Renfrew, Necole Jonson, John Watson that tym balżeis, Sir Fynlaw Buntyn, Sir Robert of Edderdale, John of Stanhous, Fynlaw Gilcriston, Rankyn Oglach, Wil Johnson, John Johnson, Robyn of Knok, John of Langmur, and Adam Hude. The quhilks xxiiij of the forsayd burws, with consent and assent of bath thair communiteis; the quhilks considerande and zarnande the fredome of bath the burws to be suppleit, and frendschip to be maynteinyt, made conventiovn and ay leftand bande, betwixt the forsayd partis and burws; the qwhilks conventiovn and bande is thus as follows :—THAT IS FOR TO SAY in this manner: That the balzeis and the wyt of the said town of Dumbartan, sal chese sax of the worthiaste, discretest, and mast tretabile; and uther swa the balzeis and the wyt of Renfrew sal tak uther sax of thair burch, in the samyn maner, with ane oureman, the quhilk ourman sal be takyn a tym of the ta burch, ane uther tym of the tother; the qwhilks xii, with the ourman succeedandly in thair tymis, sal determyt al playnts, iniuris and debats, done and to be done be the said burws and partis lelily and treuly, as in thair wyttis and powers extend, and as the cause requiris: And gis ony kind of personis of the sayd burws, dos ony wrang or iniure til uther, thai sal cum to the balzeis, and to the wyt of the said tovnis, and mak their complaynts; the quhilks bailzeis and wyt, sal do thair lele besyness vnpartiabilly, to reform wrangs and plants done agayn thair fredomis; the quhilks giff thai may nocht do as for cause, thai sal put it to the determinaciovn and the summissiovn of the xii personis and the owre

man, at the fornemyt place of Saynt Patrik; the day of determinacion to be limite and set bi the consent of bath the partis. Alswa it is poyntit and fullyly accordit betwixt thir sayd partis, that giff ony thyngis happynis, that lies nocht in the said partis power to be determyt, ovther be see or be lande, thai sal pas with the consent of bath the partys, to that place qwhar thai trow that sunnest remede and discussion sal be gottyn to thaim bath; and ather partis sal gife til uther, the lelest and the treuest consale bi thair wytting, lelyly and treuly as tha wad do to thair awin nychtbur at hame, within thair awin fredom: And at al thir fredomis sal be kepit in tyme for to cum, that nane sall forstall na by within vthiris schyris na fredom, withoutyn leve purchest of thaim that powar has, bot ilk an entercomovn with uthir within thair burws, to by and sel as gude nytchburhede walde, frely and passabilly. To the qwhilks al thyngis to be fulfillit, and to be haldyn in maner as is befor wrytten ather part til uther, the haly euangellis twechit, has giffyn bodylyk ath. In the wytnes of al thir thyngis and syndry, the comovn sele of the burch of Dumbertane, to the ta part remaynand with the burges of Renfrew, is to put: And to the tother part remaynand with the burges of Dumbertane, the comovn sele of the burch of Renfrew is to put, the saidis day and place before wryttyn."

Decree of the Chamberlain of Scotland in the Action between the Burghs of Renfrew and Dumbarton. [1429.]

"Til al thaim til quhais knawlage thir presentis lettrez sal to cum, Johne Forstar of Corstorfyn, Knycht, Chamberlane of Scotland, greting in God; Syne mede and meritable thing it is, to beir witnes to suthfastnes, We mak it kende be thir our lettres, That of mandiment and powar gefin til vs be our liege Lorde the King, anence the debate mouit betuix the burges and communite of the burgh of Dumbertane on the ta part; and the burges and communite of the burgh of Renfrewe on the tother parte, anence certane fredomes and fyschangis belangand thaim; Efter the Execucioune of our saide Lorde the Kingis bidding, We summonyt the burges of bathe the said burrowis to compere before vs, as Commissaris hafand ful pouar in that cause, at Glasgow, the tuysday the xxii day of the moneth of Nouembre, the zere of our Lord jm.cccc. twenty and nine; And in the samyn maner We gert the Sherifs of bathe burrowis sumound the Lordis and the Gentilles of the countree, to compere befor vs the said day and place, to be apon an assize, touchand the debats of the said burrowis. The quhilk day, comperit befor vs the Commissaris of bathe the burrowis, hafeand ful power to be thair commissionis, schawand thair charters, evidents, and thair complants in writt. The quhilk beand seyn, rede, and herde, and inforsyt, with consents of bath the partis, put thaim til . . . . . d, and til ane gude assise of thir Lordis and Gentillis vnderwrityn, That is to say, Sir Robert of Conynghame, Lord of Kilmaurs; Alexander of Mongumrij, Lorde of that ilk; Alane Stewart, Lorde of Dernele; Patrik of Houstoune, Lorde of that ilk; Thomas Maxwell, Lorde of Netherpollok; W . . . . . F . . . . . Lord of . . . . . ane; Robert Stewart, Lord of . . . . . of Pollok, Lord of Overpollok, ... of Crawfurd; John of Langmore; Alexander Stewart; David Stewart, Lorde of Fynnarde; Johne of Culquhone, Lord of that ilk; Thomas Malvil, Lord of that ilk; Johne of Buchquhanan; Robert of Hamiltoune; Williame, Lorde of Badinhath; William of Dunlop; Johne Logane; Johne Naper, Lorde of Kilmehew; Donaldbene M'Alpi; James of Douglas;

Murchou Makc . . . . . .; Johne Broune of the Kennet; and Alexander of Narne of Sandforde, Tuechand thair fredomez and fyschingis befor said is: The quhilk forsuth gude assise, beand wele avisit, Decretit, Deponit, and Determinit, that the burges and communite of the burgh of Renfrew ar in possessioune of the fisching of the Schotts, quhilk is callit the Sand orde: Alswa the saide assise deponit, that the burges and communite of the said burgh of Renfrew are in possessioune of the Mid [stream] of the water of Clyde, and auch to have the custom and ankerage of that that commys within thaym, the quhilk water of Clyde thai synde extendis til the [Eri]kstane; And fra thine downe, the assise decernys of that that is debatable, the profit of that to be devidit and departit betwene thaim of bathe the burrowis: And this til al thaim to quham it affers, or may affer in tyme to cum, We mak it kende be thir presentes lettres. In witnes of the quhilk thing, to thir presentis lettres our seel is put; and to the mare souerte and sekirte, the seel of Sir Robert of Conynghame, Alexander of Mongumry, Alane Stewart, Johne of Culquhone, Johne Logane, and Johne of Buchanane, to thir aettres ar put, at Edinburgh, the thrid day of the moneth of Januare, the zere of our Lord, a thousand four hundreth twenty and nynt zere.

Seven tags annexed. On the back, The decreett appertens to us, gevin be the Chamberland of Scotland, aganis Dumbartane."

Decree of the Lords Auditors in Parliament in the case of the Bishop, Provost, Bailies, and Community of Glasgow, against the Provost, Bailies, and Community of Dumbarton. [1469.]

"In the actioune and caus persewit be a reverend fadir in Criste, Andro, Bischop of Glasgu, and the provost, baillies, and communite of his cite of Glasgu, on the ta part, again the provost, baillies, and communitie of the burgh of Dumbartane on the tothir parte; anent the stopping and impediment makin to the said R. fader, and to the provost, and baillies, and communite of Glasgu, in the bying of certane wyne fra Peris Cokate Fransch man, and out of his schip in the water of Clide, in contrar thar fredome, as was allegit; bath the said parties beand present be thar procurators and commissars, and thar charteris, infeftments, evidents, richts, resouns, and allegatiouns beand at length sene, herde, and understandin; the Lords auditours of complaints decretis and deliveris, that the said provost, baillies, and communite of Dumbartane, has wrangit and injurit the said Rev. fader, and the said provost, baillies, and communite of Glasgu, in the stoppin of thaim in the bying of the said wyne, and tharin has brokin thair privilege, fredome, and thair ald infeftment grantit to thaim be oure Soverain Lord's predecessours of lang tyme of befor, as is contenit in thair charteris and infeftments maid tharuppon, shawing and producit before the . . . . . Lords, in sa far as the said R. f. provost, and balzies of Glasgu was the first byars of the said wyne, and tharefter stoppit in the resaving of the samyn, be the said provost, baillies, and communite of Dumbartane, as was clerely provit befor the said Lords be the schawin of the instruments and indenturis of bath the partijs: And ordanis the said provost, balzies, and communite of Dumbartane, to desist and cess of sic wrangwis stoppin and impediment makin in tyme to cum, and to be punyst for the said injure done be thaim of before, at the wil of our Sovverain Lorde."

The old disputes regarding the navigation of the Clyde seem to have broken out with

some virulence in the early part of the sixteenth century, between the burghs of Dumbarton and Renfrew. As it was for the interest of neither party that the dispute should be settled after the violent method of their ancestors, the parties concerned met in the church of Kilpatrick in May, 1524, for the purpose of arranging terms which would be satisfactory to both burghs. Of this conference the interesting record given below has been preserved.

"Die xviij mensis Maii, anno domini millesimo quingentesimo xxiiij: the quhilk day comperit rycht honorable mene, viz.: Johne Smolet & Johne Palmer, balzeis of the burgh of Dunbertane, wyth tene of the honorable & wirschipfull mene of thair nychtbouris, burgessis of the said burgh, in the parisch kirk of Kilpatrik; and in lykwise comperit honorable mene, viz.: Johne Robisone and Adame of Haw, balzeis of the burgh of Renfrew, as was allegit, wyth tene of the honorable & wirschipfull mene of thair nichtbowris of the said burgh of Renfrew, in the said parrisch kirk of Kilpatrik. And the forsadis xxiiij personis aboune vrityne chesit xij of thaim, to sit, desyde, determine, & to end all querelis, debatible materris, and contraverciis, menit betwix the forsadis borrowis, & inhabitaris of the samyng, efter the forme & tenor of ane auld band and lege, maid betwix the forsadis borrowis onder thar commoun selis. The personis chosying be the forsaid burgh of Dunbertane, in the fyrst, the said Johne Smolet balze, Maister Robert Barre ersdene of Ergile, Thomas Dowglas, Johne Lyndissay, Thomas Fallisdail, and Colyne Porterfyld: and the personis chosyng for the burgh of Renfrew, in the fyrst, Johne Robisone and Adame of Haw balzeis, Robert Langomwre, Niniane Jaksone, Johne of Knok, and Findillaw Crawfurd. And than the said Johne Smolet balze, in the nayme and behalf of his nychtbouris, conburgensis of the said burgh of Dunbertane, askyt & alse requirit at the forsadis balzeis of Renfrew, quhare one thai war plaintwes upone the forsadis nychtbouris of the said burgh of Dunbertane. And thai allegit that the balzeis & burgese of Dunbertane had faltyt to them diuerse wiise: in the fyrst, at thai had maid ane band & confederatione wyth the ceta of Glasgw wythout uare leif: Secundly, at the said Johne Palmer balze had intromettit wyth the custum and toll of ane scheip of Fransc, wythin thare boundis & fredoundis, &c. And than the forsaid Johne Smolet balze, and his nychtbouris aboune exprimit, askyt quhat rycht and euidentis thai had, for thaim to schaw thaim before the fornamit personis & jugis aboune virtyne. And than the forsadis balzeis of Renfrew schow ane letter wyth diverse selis, and as he allegit, ane testimoniale; ane instrument of the transumpt of the samyng, as thai allegit. And tharefter, the said Johne Smolet & his nichtbouris requirit the sadis balzeis & nichtbouris gif thai haid ony uther letteris or documentis to schaw for thaim. The said Johne Robisone balze answert thai wald schaw na uther euidentis to the sadis at that tyme.

"Item thairefter, the said Johne Smolet requirit the sadis balzeis of Renfrew, at the forsadis xij personis aboune exprimit suld [desyd] & determine the debatis & querelis betwix the sadis borrowis, and gif thai culd nocht determine & desyde thaim, that thai suld chese & aggre upone a place quhar baith the sadis borrowis might half hastyest expeditione, efter the tenor and forme of thair auld band. Item efternoune, the said Johne Smolet balze, in the nayme & behalf of the said burgh of Dunbertane, passit to the forsadis balzeis & burgese of Renfrew, and requirit thaim that thai wald put fra thaim all personis, excep the six personis at war chosying for Dunbertane, & to bryng before thaim thar euidentis at thai wil vise for thaim. And gif the sadis xij personis culd nocht aggre upone the debatis and querelis, that the sadis

xij personis suld chese new jugis and set ane new dau, efter the forme and tenor of the indentor and band maid betwix the sadis borrowis, as he allegit; the quhilkis ye sadis balzeis and nychtbouris of Renfrew refusit. Upone all thir thyngis abone vritine, the said Johne, in name & behalf of the said burgh of Dunbertane, suld nocht hurt the said burgh nór priuelegis of the samyng, & for remede of law solemnpniter protestyd.

"Acta erant hec in ecclesia parochiali de Kilpatrik et circa cimeterium ejusdem, horis xj et secunda ante meridiem et post meridiem, presentibus ibidem honestis viris Johanne Culquhoun, Gilberto Makcartor, Georgio Abernathy, Willielmo Cunynghame, Waltero Robisone et Johanne Houston cum diuersis aliis."

Again, in the early part of the seventeenth century the burgesses of Dumbarton were led into a serious struggle with Glasgow, which looked with the greatest jealousy on the privileges conferred upon Dumbarton by her Charter of Confirmation. Though the most of the documents connected with these early disputes between the two burghs have been long since lost or destroyed, some notion of them may even yet be formed from the numerous entries relating thereto in the burgh records, and the frequency with which Dumbarton applied to Parliament for a ratification of what may be termed her Great Charter. The Parliament which met in October, 1612, ratified the charter of 1609, in so far as it was a good and sufficient security "to the burgh, the magistrates, burgesses, and inhabitants thereof, and their successors, for brouking, joysing, using, and possessing, in all time coming, all and sundry the liberties and privileges therein contained." In 1617, the burgh of Renfrew is found protesting against the privileges exercised by Glasgow and also by Dumbarton; and in 1633, when the first Parliament of Charles I. confirmed the gift of the patronage of the parish church, the magistrates of Dumbarton considered it necessary to have their charter confirmed as a whole for the second time. If, as is generally believed, this was occasioned by the attempts made by the burgesses of Glasgow to limit the rights of their Dumbarton brethren so far as the navigation of the Clyde was concerned, their efforts do not appear to have been crowned with the slightest success, for in 1639 the charter was ratified for the third time; and the Commissioners for the Clyde were instructed to hold their meetings in Dumbarton, the convener for the time being the Laird of Blackhall. About the same time there was another act passed in favour of the burgh of Dumbarton with reference to a decreet of "double poynding," pronounced by the Lords of Session, between it and the burgh of Renfrew on the one side, and the burgh of Glasgow on the other. "Patrick Bell (says the Parliamentary Record), "provost of and commissioner for Glasgow, reported in writing his reasons for dissenting from the said decision, quhilk were answered *viva voce* by Johne Sempill, provost of and commissioner for Dumbarton." The parties on this occasion were severally ordered to meet with a committee who were to report their decision to the Lords of Articles. In 1641, the Parliament ratified a charter in favour of the burgh of Glasgow; which ratification, so far as it related to the river of Clyde, the taxes, customs, and anchorages thereof, was protested against by the commissioners for Dumbarton and Renfrew. At a subsequent sitting the Commissioner for Glasgow "consented to the protestation," and

the privileges referred to were thus confirmed to the above burghs, in whose possession they had been for many years.

The next contest will be best understood from the terms of an agreement entered into between Dumbarton and Glasgow in the year 1700. A short time before this some differences between the inhabitants of the two burghs, touching Clyde rights, were referred to certain neutral persons belonging to the town of Ayr; and a verdict being given adverse to Dumbarton, the burgesses in an evil hour listened to proposals made by their Glasgow brethren to purchase the right of levying dues upon vessels entering the Clyde. An agreement known in the history of the burghs as "The Contract of 1700," was concluded between them. The following extracts from that agreement will serve to indicate its nature :—

Reference having been made in the agreement to former disputes between the burghs, and also to a Decreet of Declarator obtained against Dumbarton in 1660, it thus proceeds,—"The provost, bailies, and council of the burgh of Dumbartoun, and deacons of crafts, for themselves, and in name and behalf of, and taking burden upon them, having considered that the duties whereunto they have right of weighage and tunnage, anchorage, measurage, dock-mails, cockets, and other duties whatsomever, payable to the burgh of Dumbarton by all stranger ships unloading within the said river of Clyde, hath created to the said toun of Dumbarton a great dale of trouble and vexation, beside the expence of uplifting thereof, which most ordinarily exceeded the dues themselves; As also, considering that diverse and sundry debates and questions have fallen out betwixt the said two burghs anent the uplifting of the said duties, the toun of Glasgow pretending that, by virtue of decreets pronounced in their favors, any of the burgesses of Glasgow having interest, by fraught or otherwise in these strangers' ships, did make the samen free of duty to the burgh of Dumbarton. Likeas, the said burgh of Dumbarton being oft times defrauded of the duties payable by strangers who had no shift nor excuse, but having past speedily out of the river, before even said burgh of Dumbartane was acquainted of their coming thereto. And farder, another debate has frequently happened anent the toun's offers due, and in use to be made by all strangers who imported goods and merchandise to the said river of Clyde, whereby they stand obliged to make the first offer of their goods and merchandise so imported by them, to the said two burghs of Glasgow and Dumbarton, at such a price and rate as the said strangers' offerers shall not have power or liberty to undersell the samen to others. And it having often happened that both the said burghs were disappointed of the benefite of the said offers by certain stratagems and devices made by the importers, as sometime, by consignation of the goods imported to some of the burgesses of the said burghs, thereby simulating to them a right, whereas, in affect, they had none, but of purpose to defraud the said burghs of their just rights;—and in the mean time, raiseing thereby an animosity betwixt the burghs themselves anent the benefites of the said offers whereof both were disappointed. And it being therefore agreed, that not only the dues payable by the strangers' ships who have no interest in the river Clyde, but also the benefit and privilege of the toun's offers, should in all time coming solely appertain and belong to the said Magistrates, toun council, and community of the burgh of Glasgow; therefore, and for certain other onerous causes after-mentioned, the said provost, bailies, and toun council of the burgh of Dumbarton, for themselves, and in name and behalf

of the deacons of crafts and community of the samen burgh, to have sold, assigned, and disponed from them and their successors in office; likeas they do by these presents sell, assigne, and dispone from them and their foresaid successors, to and in favors of the said provost, bailies, council, and community of the said burgh of Glasgow, and their successors, all and haill the said duties formerly payable to the said burgh of Dumbarton, of weighage, tunnage, anchorage, measureage, dock-mail, cockets, and haill other duties whatsomever, due and payable by all ships and barks, &c., whereof the freemen inhabitants of the said burgh of Dumbarton are not owners or freighters, and who shall happen to load or unload within the samen river of Clyde in all time coming:—As also the toun's offers in so far as the samen did formerly belong to the said burgh of Dumbarton, with the haill profites, privileges, emoluments, casualties, and duties belonging thereto, and if need beis, to conveen, call, follow and pursue therefor, and to use all diligence, and execution for the in-bringing of the samen, sicklike, and as freely in all respects as the said provost, bailies, and councel of the said burgh of Dumbarton or their predecessors have done, or might have done, at any time before the making hereof. Providing alwayes, that thir presents, with the instrument of resignation and infeftment to follow hereupon, shall noways prejudge the freedom, liberties, and immunities of all ships, barks, boats, &c., belonging to or fraughted by the burgesses, freemen, and inhabitants of the burgh of Dumbarton, and their successors present and to come, of and within the river Clyde; but that they shall enjoy the samen as freely and fully as ever they did formerly, notwithstanding of what they are hereby denuded of in favors of the burgh of Glasgow in manner above-written, for all and haill the sum of ffour thousand and five hundred merks good and usual Scots money (£250 sterling,) whereof they hold them well content, satisfied and payed, and discharges the samen for ever. And farder, it is hereby expressly agreed betwixt the representatives of the said two burghs of Glasgow and Dumbarton, that in all time hereafter the vessels of whatsomever size and burden, belonging to the burgh of Glasgow, Port-Glasgow, and the haill burgesses and inhabitants thereof, that shall happen to come to the harbour of Dumbarton, or any other port or harbour belonging to the said burgh, shall have exemption from, and shall not be liable until the payment of any duty whatsomever to the said burgh of Dumbarton. And in like manner, that the haill vessells and boats belonging to the burgesses, inhabitants of the said burgh of Dumbarton, are exempted from, and noways lyable in, payment of any duty whatsomever, at the burgh of Glasgow, Broomielaw, Port-Glasgow, or any other port or harbour belonging to them, so that both burghs are hereby declared free at each other's ports in all time hereafter."

Though the burgesses of Dumbarton no doubt regretted, on calm reflection, that they had parted with their valuable rights for such a paltry consideration as is set forth in the above contract, yet for seventy years they continued to observe it with all strictness, and would no doubt have done so for all time after, had Glasgow not applied to Parliament in 1771, and obtained an act to make certain alterations in the navigation of the Clyde, which made no mention of the immunities enjoyed by the burgesses at each other's ports. That this omission was intentional, and not accidental, is apparent from the opposition made by Glasgow to Dumbarton when the latter sought to have her rights recognized in a court of law. It was there argued on behalf of Dumbarton that the contract of 1700, and the right

thereby acquired from the town of Dumbarton, was the only title possessed by Glasgow regarding these dues, and consequently the only ground upon which the town of Glasgow could apply for, or obtain, the dues granted by the present act, as in lieu of the former, settled by the transaction with the town of Dumbarton, under the reservation specified in the contract. And as the Legislature unquestionably meant to extend equal justice to all the subjects of the kingdom, it never could be presumed to have sanctioned a measure so prejudicial to the interest of one burgh in favour of the other, and in violation of so fair a contract of such old standing, and which had been the uninterrupted rule of possession for seventy years. Further, it was impossible to suppose that such an act as the present, fraught with injustice, would have been obtained had the Legislature been apprised how matters stood betwixt the two burghs upon the footing of the contract, so that the concealment of these circumstances amounted to a fraud upon the town of Dumbarton. Finally, this act had been applied for and obtained without the pursuers' privity or knowledge; and even supposing the pursuers to have had knowledge of the application for this change of the duties, it was not incumbent on them to have sisted themselves as parties in opposition to the act, having good reason to consider the contract of 1700 as a sufficient security and protection of their privileges. The judges framed their decision upon the general point; and as the act was a public statute, and the words clear and general, without making any exception, a very considerable majority was of opinion that no relief could be given to Dumbarton. They could explain an act of the Legislature, but had no power to supply or correct it, and could give it no other interpretation than the precise terms naturally and positively authorized. It was observed, however, that there appeared to be a hardship in the case, and they thought the town of Dumbarton entitled to bring an action of damages against the town of Glasgow upon the warrandice in the contract. With reference to the case before them they found they could give no relief to the town of Dumbarton, and therefore dismissed the process of declarator raised at its instance.

Acting upon the suggestion given from the Bench, the burgh of Dumbarton at once raised a process of relief upon the warrandice in the contract of 1700, and in a reclaiming petition craved that it might be reported and conjoined with the declarator of exemption. Upon advising the petition and answers, it was conjoined with the preceding process, and the town of Dumbarton was afterwards found entitled to the benefit of the contract.*

After this decision matters continued in a moderately satisfactory state between the two burghs till 1825, when a lengthened and expensive contest arose from an application made to Parliament by the Glasgow Town Council, in their capacity of River Trustees, for a new and improved river bill. Glasgow now assumed towards its lesser neighbour a spirit of hostility as active and inveterate as it was unseemly and unprincipled. Year after year did she endeavour, with her large resources, to impoverish the exchequer, exhaust the patience, and break the spirit of a community who held their privileges by a title at once ancient and specific. Possibly it would have been well had the Dumbarton burgesses sought to effect a sale of their Clyde rights at this time; but they would have been highly culpable had they quietly allowed themselves to be denuded of them by any legal enactment

* Faculty Decisions, 19th Nov., 1771.

which they had an opportunity of opposing. To defend their privileges was the only course open to keep them valuable, and the burgesses, in adopting that course, were at once protecting their property and vindicating their independence. In an evil hour for their interest they listened to the tempting voice of their opponents. They were induced to negotiate, and in the end found they had been deluded. The manner in which they were caught is strikingly suggestive of the simplicity of the one party and the assurance of the other. When the Clyde Trustees found that Dumbarton was firm in her opposition to the River Improvement Bill of 1825, they actually proposed to "confirm anew," and "place beyond all cavil," the privileges enjoyed by the burgesses of the ancient burgh, on the following conditions:—1st, That the River Bill should be allowed to pass without opposition; 2d, That Dumbarton should consent to a limitation of her rights so far as steam-vessels and coals were concerned; 3d, That the legal proceedings between the two corporations should be discharged; 4th, That the exemptions should be confined to resident burgesses of Dumbarton; and, 5th, That the warranty over the corporation funds of Glasgow, granted by the contract of 1700, should be abolished. More marvellous than even the assurance of these proposals is the fact, that they were accepted by the burgesses of Dumbarton. In exchange for the solid rights alienated, they accepted a "promise of confirmation" from a body which had no power either to confirm or destroy, or in any way alter the contract which authorized the exemptions. Four years afterwards the proceedings of the Glasgow authorities showed with what sincerity they had made their promise, small and worthless as it was. In the "Royalty Extension" Bill of 1829, they sought to lessen the privileges they had promised to confirm, by bestowing them upon all the burgesses resident in the wide municipal district they proposed to create, instead of limiting such privileges as formerly to the burgesses resident within the old royalty of Glasgow. This bill was cut down in Committee to a mere local police bill, and hence, at least, one object its promoters had in view was defeated. In the same session the Glasgow Town Council, acting in the capacity of Clyde Trustees, introduced a fresh Navigation Bill, which, if carried, as at first proposed, would have deprived Dumbarton of her privileges, without any compensation whatever. This portion of the bill proceeded principally on the ground that the exemptions enjoyed by the Dumbarton burgesses were unjust, unreasonable, and extravagant, and that its abolition was indispensable for the prosperity of the Clyde. But Parliament was inclined to pay more regard to the many solemn agreements made between the burghs; the bill was thrown out, though not till it had cost the different parties it affected in Dumbarton about £1,500. In the following year (1830) the Clyde Trustees introduced a New River Improvement Bill; but as they saw it was not likely to pass without giving some compensation to the burgesses of Dumbarton for the privileges it was proposed to abolish, a clause was introduced in committee binding the trustees to pay in lieu thereof the sum of £16,000, which, however, was to be applied exclusively to the improvement of the harbour of Dumbarton. This proposal secured the support of some who had hitherto opposed the bill, and it passed through committee. But before proceeding further, a petition of appeal in name of the burgh, and another in name of the Glass-work Company, were presented to the House, and their prayer for a new committee granted. After two days' investigation, that committee adopted a report to the effect, that the preamble of the Navigation

Bill had not been proven, and that no evidence had been adduced to show that £16,000 was an adequate compensation, or could be beneficially expended on the harbour of Dumbarton. To neutralize the effect of this report, the persevering authors of the bill made an attempt to get it referred back to the original committee; but the Speaker ruled that such a proceeding would be improper, and the measure was thereupon abandoned.*

In 1836, when the Clyde Trustees introduced a fresh Navigation Bill into Parliament, the Dumbarton burgesses consented to dispose of their privileges at a valuation; but the opposition arrayed against certain other details of the measure was so serious as to lead to its rejection, and nothing definite resulted from the arrangement then entered into between the two burghs. Ten years afterwards the dispute was renewed, by an attempt on the part of Glasgow to prevent the steam-boats belonging to the Dumbarton Company from landing passengers at the upper wharf; but by the exertions of the local Members of Parliament the design was frustrated, and a clause introduced into the "River and Dock Bill," then passed, granting full liberty to the Dumbarton Company to lay their vessels alongside the same wharf as that frequented by the other river steamers.

The last rally in the long conflict between the two burghs took place in 1858. The Clyde Trustees, in the early part of that year, made an application to Parliament for a River Act of such a nature as would have had the effect of summarily abolishing the privileges enjoyed by Dumbarton. The Town Council of the latter burgh, acting on behalf of the burgesses, immediately organized an opposition, and encountered their opponents, where they had so often met before, in the Committee Rooms of the House of Commons. After a conflict of some days' duration, the deputation from Dumbarton, anticipating the certain tendency of modern legislation to abolish local privileges of this kind, agreed to a compromise, in terms of which it was arranged that existing burgesses should continue to enjoy their right during their lifetime, but that £5,000 was to be paid at once to Dumbarton as the value of the reversion of its Clyde privileges. The terms of the agreement were incorporated in the Clyde Trust Act of that year, and a formal settlement otherwise made of a question which had been fiercely debated by the burghs for the long period of 500 years.

* These particulars connected with the dispute of 1825, have been derived principally from "a Narrative of the Proceedings" of the gentlemen deputed to oppose the bills in Parliament, "The state of the Question between the Clyde Trust and the Burgh of Dumbarton," "The Case of the Clyde Trustees," and the speeches delivered in Parliament on the occasion by Right Honourable William Wynn, Daniel O'Connell, Sir James Graham, Mr. Home Drummond, and others.

PROVOSTS OF THE BURGH OF DUMBARTON.

1616. John Sempill of Stainflett, or Aikenbar.
1620. Thomas Fallisdaill.
1621. John Sempill, Aikenbar.
1625. Thomas Fallisdaill.
1626. John Sempill.
1627. 1630. James Hall of Fulbar.
1631. 1632. John Sempill of Aikenbar.
1636. 1637. James Campbell.
1638. 1639. John Sempill.
1640. 1650. James Campbell.
1656. James Campbell re-elected.
1657. William Campbell of Succoth.
1658. 1660. Walter Watson.
1661. John Cunningham of Aikenbar.
1662. 1663. Walter Watson.
1664. 1666. John Cunningham.
1667. 1669. Walter Watson.
1670. 1671. Robert Watson.
1672. 1675. John Cunningham of Aikenbar.
1676. 1677. Robert Watsoune.
1678. 1679. John Cunningham.
1680. 1682. William M'Farlane, Drumfad.
1683. 1685. James Smollett of Stainflett.
1686. Election suspended by the king's command; old magistrates to continue in office till his will be known.
1687. Thomas Walker elected from June till Michaelmas.
1687. William Craig and the other magistrates elected by his Majesty's command.
1689. 1693. William Craig.
1694. Mr. James Smollett of Bonhill.
1695. William Craig.
1696. 1704. Tobias Smollett, fiar of Bonhill.
1705. 1716. Sir James Smollett of Bonhill.
1717. 1728. George Smollett of Inglestone.
1729. 1730. Sir James Smollett of Bonhill.
1731. 1743. Hon. Colonel John Campbell of Mamore.
1744. 1760. Hon. General John Campbell of Mamore.
1761. 1768. John, Marquis of Lorne.
1769. 1782. Hon. Lord Frederick Campbell.
1783. 1789. James Colquhoun of Newlands.

1790. } George, Marquis of Lorne.
1795. }

1796. John Denny, formerly sen. Bailie.

1797. } George, Marquis of Lorne.
1798. }

1799. } Lord John Campbell.
1801. }

1802. } John Denny, formerly Dean of Guild.
1809. }

1810. } John Dixon of Levengrove.
1821. }

1822. } Jacob Dixon.
1830. }

1831. } Anthony Dixon.
1832. }

1833. Archibald Burns, resigned 23d December, 1834.

1834. } Peter Denny, Castlegreen.
1844. }

1845. William Risk.

1848. Peter Denny, Castlegreen.

1851. Peter Denny, jr., resigned Feb. 21, 1854.

1854. J. B. Risk—elected 1st March, *ad interim*.

1854. } J. B. Risk.
1857. }

MEMBERS OF PARLIAMENT

FOR

DUMBARTON COUNTY AND BURGH,

1608 TO 1859.

THE following list is in some respects imperfect and incomplete; but it was still considered to possess sufficient interest to warrant its being printed in this form. There can be no doubt that for at least two centuries prior to 1608, both the county and burgh were represented in the Scottish Parliament. The record of its proceedings at this early period, however, is so meagre, that not only are the names of the representatives unknown, but in many cases the measures passed for the public weal have fallen into oblivion. This has arisen, no doubt, partly from the circumstance that Parliament, in the early ages of its existence, rather advised than legislated, and did not, therefore, register its deliverance with that precision which was adopted when it came to be recognized, first as one, and then as two distinct Estates of the Realm; but still more from the fact that the record of its sittings, brief as it is likely to have been, does not now exist in anything like its original entirety. Burgesses and free tenants are known to have sat in the Scottish Parliament of 1326; and in the latter part of that century Robert III. sanctioned an enactment to the effect that "two or three sufficient burgesses of ilk ane of the king's burghs (or burghs royal) upon the south side of the water of Spey, having sufficient commission, compear yearly to the convention of the same." So far as Dumbarton is concerned, however, the names of few of its representatives are known; and it was therefore thought advisable to confine the roll to a period when something like the regular succession of members could be indicated. From 1608 to 1707—the date of the Union—the names are in the order in which they stand on the rolls of the different Parliaments called during that time; from the Union to the period of the Reform Bill a Roll published in 1833 by Mr. Wilson of Thornly, has been followed, comparing it, however, in the case of the county representatives, with a record of the proceedings of the freeholders extending from 1741. At the Union the burgh of Dumbarton was united in the scheme of representation with Glasgow, Renfrew, and Rutherglen; and on the passing of the Reform Bill it became allied with Kilmarnock, Port-Glasgow, Renfrew, and Rutherglen. The letter *c* at the end of some of the years indicates that the meeting then held was a Convention of Estates, which, though transacting the business of a Parliament, was not one in the proper sense of the term:—

	County.	Burgh.
1608.(c)	Laird of Ardincaple (M'Aulay.)	Not Represented.
1612.	Not Represented.	Thomas Fallisdaill.
1621.	Laird of Luss (Colquhoun) and Stirling of Ardoch.	Re-elected.
1630.(c)	Not Represented.	John Sempill.
1639.	Not Represented.	Re-elected.
1640.	Laird of Balvie (Colquhoun.)	Re-elected.
1643.	Humphrey Colquhoun of Balvie and Sempill of Fulwood.	John Sempill, Provost of Dumbarton.
1644.(c)	Not Represented.	Re-elected.
1644.	Not Represented.	Re-elected.
1645.	Lairds of Fulwood and Balvie.	James Campbell, Provost of Dumbarton.
1661.	Sir John Johnstone (Colquhoun) of Luss, and John Napier of Kilmahew.	Walter Watson.
1662.	Sir John Colquhoun and John Napier.	Walter Watson.
1663.	Re-elected.	Re-elected.
1667.	Re-elected.	Robert Cunningham.
1669.	Re-elected.	Walter Watson.
1670.	Re-elected.	Re-elected.
1672.	Sir John Colquhoun.	Robert Watson.
1673.	Re-elected.	Not Represented.
1678.(c)	Not Represented.	Robert Watson.
1685.	Nicol Bontine of Ardoch, and Alexander Gartshore of that Ilk.	James Smollett of Bonhill, re-elected to all the Parliaments between 1685 and 1706.
1686.	Re-elected.	
1689.	Claud Hamilton of Barns, and William Colquhoun of Craigton.	
1690.	Re-elected.	
1695.	Claud Hamilton of Barns.	
1696.	Re-elected.	
1698.	Re-elected.	
1700.	Claud Hamilton of Barns, and John Haldane of Gleneagles.	
1702.	Claud Hamilton of Barns.	
1703.	William Cochrane of Kilmarnock, and Humphrey Colquhoun of Luss.	
1704.	Re-elected.	
1705.	Re-elected.	
1706.	Re-elected.	
1708.	Hon. John Campbell of Mamore.	Robert Rodger, Merchant in Glasgow.

	County.	Burgh.
1710.	Hon. John Campbell of Mamore.	Thomas Smith, Dean of Guild of Glasgow.
1713.	Re-elected.	Re-elected.
1715.	Re-elected.	Re-elected.
1722.	Re-elected.	Daniel Campbell of Shawfield.
1727.	Re-elected.	Re-elected.
1734.	Re-elected.	Cornet William Campbell.
1741.	Re-elected.	Neil Buchanan, Merchant in Glasgow.
1747.	Hon. Maj.-Gen. John Campbell of Mamore.	John Campbell, Major of Briga.
1754.	Re-elected.	Re-elected.
1761.	Re-elected.	Lord Fred. Campbell, Keeper of the Privy Seal.
1768	Arch. Edmonstone, younger of Duntreath.	Re-elected.
1774.	Re-elected.	Re-elected.
1780.	Lord Frederick Campbell.	John Crawford of Auchinames.
1780.	Hon. George Keith Elphinstone.	
1784.	Re-elected.	Right Hon. Ilay Campbell, Lord Advocate.
1790.	Sir Archibald Edmonstone of Duntreath.	William M'Dowall of Garthland.
1796.	William C. Bontine of Ardoch.	Re-elected.
1801.	Major James Colquhoun, younger of Luss.	Re-elected.
1802.	Re-elected.	Boyd Alexander of Southbar.
1806.	Charles Edmonstone, younger of Duntreath.	Arch. Campbell of Blythswood.
1807.	Henry Glassford of Dougaldston.	Re-elected.
1812.	Re-elected.	Kirkman Finlay, Lord Provost of Glasgow.
1818.	Re-elected.	Alex. Houstoun of Clerkington.
1820.	Re-elected.	Arch. Campbell of Blythswood.
1826.	John Campbell, younger of Succoth.	Re-elected.
1830.	Lord Montagu William Graham.	Re-elected.
1831.	Re-elected.	Joseph Dixon, Advocate.
1832.	J. C. Colquhoun.	Captain J. Dunlop.
1834.	Alexander Dennistoun.	Dr. J. Bowring.
1837.	Sir James Colquhoun of Luss.	J. C. Colquhoun.
1841.	Alexander Smollett of Bonhill.	Alexander Johnstone.
1847.	Re-elected.	Hon. E. P. Bouverie.
1852.	Re-elected.	Re-elected.
1857.	Re-elected.	Re-elected.
1859.	Patrick Boyle Smollett, H.E.I.C.S.	Re-elected.